

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

TWENTY-EIGHTH DAY'S PROCEEDINGS

**Thirty-First Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, June 13, 2005

The Senate was called to order at 1:30 o'clock P.M., by Hon.
Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their
names:

PRESENT

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

ABSENT

Chaisson
Total - 1

The President of the Senate announced there were 37 Senators
present and a quorum.

Prayer

The prayer was offered by Dr. Terry Booth, following which the
Senate joined in pledging allegiance to the flag of the United States
of America.

Reading of the Journal

On motion of Senator Jones, the reading of the Journal was
dispensed with and the Journal of yesterday was adopted.

Morning Hour

Rules Suspended

Senator Jones asked for and obtained a suspension of the rules
for the purpose of allowing the Committee on Revenue and Fiscal
Affairs to continue to meet.

**Privilege Report of the
Legislative Bureau**

June 13, 2005

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the
following report:

The following bills are approved as to construction and
duplication.

HOUSE BILL NO. 6—

BY REPRESENTATIVES GARY SMITH, BRUCE, CROWE, DOERGE,
FRITH, GEYMAN, KLECKLEY, LAFONTA, PINAC, T. POWELL,
RITCHIE, SHEPHERD, STRAIN, TRAHAN, WADDELL, WALSWORTH,
AND WHITE

AN ACT

To enact R.S. 29:418.1, relative to the suspension or termination of
cellular phone contracts during service in the uniformed
services; to authorize the termination of the contract without an
early termination fee; to authorize the suspension of a cellular
phone contract without imposition of any activation fee; to
require certain notices; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 33—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 40:4(A)(2)(b)(i) and (ii), relative to the
treatment of infectious biomedical waste; to require the
certification and testing of all equipment used to treat infectious
biomedical waste; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 71—

BY REPRESENTATIVES BRUCE AND PINAC

AN ACT

To enact R.S. 37:3393(H)(7), relative to real estate appraisers; to
provide for an exemption from license requirements; and to
provide for related matters.

Reported without amendments.

HOUSE BILL NO. 72—

BY REPRESENTATIVES BRUCE AND MONTGOMERY

AN ACT

To enact R.S. 37:776(D), relative to dentists; to require the board to
promulgate rules to expunge first-time advertising offenses from
a licensee's record; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 115—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Article 251(A) and
R.S. 44:32(C)(1)(c), relative to public records; to prohibit the
use of privately owned copying, reproducing, scanning, or other
such imaging equipment in the copying of public records within
the offices of the clerk of court; and to provide for related
matters.

Reported without amendments.

HOUSE BILL NO. 121—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 40:2010.7 and to enact R.S. 40:2010.11,
relative to nursing home and long-term care facility residents
and patients; to provide for mandatory criminal background
checks on those seeking admittance to a nursing home or long-
term care residential facility; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House
Bill No. 121 by Representative Odinet

AMENDMENT NO. 1

In Senate Committee Amendment No. 10 proposed by the Senate
Committee on Health and Welfare and adopted by the Senate on June

9, 2005, on line 30, after the first "the nursing home" delete the second "the nursing home"

HOUSE BILL NO. 125—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 37:751(A)(5), 780(B)(1), (2), and (3), 788(B)(4), and 795(B)(2)(a) and (3)(a) and to enact R.S. 37:780(B)(4) and 795(B)(2)(q), (r), (s), and (t), relative to the Dental Practice Act; to provide for definitions; to provide for the application of a license or a permit; to provide costs and fees for violations; to alter existing fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 188—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 22:622.2, relative to automobile liability insurance; to provide for coverage; to provide for prohibitions on limitations; to provide for public policy; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 208—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 49:992(B)(2), relative to adjudications by the division of administrative law; to require that any agency shall comply fully and in a timely manner with the final decision or order of an administrative law judge in an adjudication commenced by the division of administrative law; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 290—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 22:250.52(5), 250.54(A), and 250.60(A)(2) and (B)(2), relative to health insurance; to provide with respect to prompt payment of electronic pharmacy claims; to provide for applicability to the Office of Group Benefits and pharmacy contracts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 293—

BY REPRESENTATIVES TUCKER AND WALKER

AN ACT

To enact Part VIII of Chapter 1 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:31.61 through 31.68, relative to the creation of the Parkinson's Disease Registry; to provide for a program of epidemiological assessments of the incidence of Parkinson's disease and establishment of a system for the collection of information determining the incidence of Parkinson's disease; to provide for the duties and responsibilities of the office of public health, a public health unit, or their agents; to provide for funding; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 319—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:1430.12(A) and to enact R.S. 22:1430.7(B)(3), relative to the calculation of rates by the Louisiana Citizens Property Insurance Corporation; to provide for the formulation of rates; to provide for amending the plan of operation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 321—

BY REPRESENTATIVE ROMERO

AN ACT

To amend and reenact R.S. 51:913 and 913.3 and to enact R.S. 51:913.4, relative to oil field and farm equipment; to provide for recordkeeping requirements for dealers; to provide for penalties; to provide for injunctive relief; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 336—

BY REPRESENTATIVE WADDELL

AN ACT

To amend and reenact R.S. 18:18(A)(8)(a), 531.1(A)(2) and (C), 551(A), 553(E)(1), 1302(4), (5), (6), and (7), 1303(A), (B)(4) and (5), (D), and (E), 1305, 1306(A)(1), (B), (C)(1), (D), (E)(1)(introductory paragraph) and (2), (F), and (G)(1)(introductory paragraph), (a), and (f), and (2), 1307(A)(2), 1309(A)(2), (D)(1), and (G), 1311(A), (B), (C)(1), (D)(1), and (4)(a), 1312(B), 1313(F)(introductory paragraph), (1), (2), (4), (5), (6), (7), (9), and (10), (H), and (I)(3), 1315(A)(1) and (3), (B), and (C), 1317, 1331, 1332(A), 1333(B), (G)(6)(b), and (H), and 1353(C)(2) and (3)(b), to enact R.S. 18:1302(8), and to repeal R.S. 18:1304 and 1306(E)(1)(h), (G)(1)(g), and (H), relative to voting prior to election day; to remove certain requirements for absentee in person voting; to provide with regard to conducting absentee in person voting; to repeal special provisions for disabled voters to vote absentee in person; to redesignate and direct the Louisiana State Law Institute to further redesignate the terms "absentee in person" and "absentee" as they relate to absentee in person voting as "early voting"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 405—

BY REPRESENTATIVE ALEXANDER

AN ACT

To enact R.S. 17:62, to provide relative to term limits for the Lafayette Parish School Board; to authorize the school board to adopt such limits subject to voter approval; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 526—

BY REPRESENTATIVE WINSTON

AN ACT

To enact Part II-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.1 through 2120.10, relative to brain injury facilities; to provide for licensing requirements; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 526 by Representative Winston

AMENDMENT NO. 1

On page 9, line 25, following "by" and before end of line change "R. S. 40:2164.8 through 2165.1" to "R. S. 40:2120.8 through 2120.10"

HOUSE BILL NO. 581—

BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 44:4.1(B)(7) and to enact R.S. 15:477.2, relative to privileged communications; to provide for privileged communications for state governmental agencies by persons reporting alleged fraud, abuse, or wrongdoing; to provide for an exception regarding public records disclosure; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 650—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.35(A) and (D) and 969.37(D) and (G) and to enact R.S. 6:969.6(30) through (33), relative to the Motor Vehicle Sales Finance Act; to provide for definitions; to provide for authority to issue debt waiver or debt forgiveness agreements; to provide for licenses; to provide for violations; to provide for fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 687—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:635.4(A) and to enact R.S. 22:635.4(C), relative to homeowners insurance policies; to provide for conversion of policy forms; to provide for approval; to provide for the Louisiana Insurance Rating Commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 697—

BY REPRESENTATIVES M. GUILLORY, SALTER, ALARIO, DORSEY, HAMMETT, AND CURTIS AND SENATORS HINES, BAJIOE, MOUNT, AND HEITMEIER

AN ACT

To enact Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of Part I, R.S. 37:1021 through 1025 and Part II, R.S. 37:1031 through 1034, relative to direct service workers and medication attendants; to provide for the authority, training, registration, and termination of direct service workers; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 697 by Representative M. Guillory

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 9, 2005, on page 1, line 8, following "(1)" change "Be" to "Is" and on line 9, following "but" delete "who"

AMENDMENT NO. 2

In Senate Committee Amendment No. 11 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 9, 2005, on page 2, line 32, at the end of the line add "1" and delete line 17

HOUSE BILL NO. 751—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 4:147(2), relative to residency requirements of the state steward appointed by the Louisiana State Racing Commission; to require the steward to be residing in the state upon appointment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 753—

BY REPRESENTATIVES DURAND AND McDONALD

AN ACT

To amend and reenact R.S. 37:1212, relative to the Pharmacy Practice Act; to provide relative to the practice of pharmacy technicians; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 759—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 37:2442(4), 2444, 2445, 2446.1(A) and (B)(7), 2447, 2448(A) and (B)(1), 2449, 2450, 2451(A) and (B), 2461(A), 2462, and 2463, to enact R.S. 37:2442(6), 2449.1, 2449.2, 2449.3, and 2463.1, and to repeal R.S. 37:2452 and 2457(11), relative to the licensing of hearing aid dealers; to provide relative to qualifications, fees, penalties, and continuing education; to provide for temporary training permits and the training of temporary training permit holders; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 761—

BY REPRESENTATIVE WHITE

AN ACT

To enact R.S. 22:676, relative to motor vehicle insurance provisions; to provide for total loss; to provide for airbags; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 816—

BY REPRESENTATIVES JOHNS AND McDONALD

AN ACT

To amend and reenact R.S. 37:1184, relative to the Pharmacy Practice Act; to provide for changes in the fee schedule; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 883 — (Substitute for House Bill No. 740 by Representative Hebert)

BY REPRESENTATIVE HEBERT

AN ACT

To enact Chapter 36-B of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2861 through 2870, relative to polysomnographic health professionals; to provide for the recognition of polysomnography as a separate and distinct profession; to provide for licensure of polysomnographic technologists and technicians; to provide for regulation of polysomnographic technologists, technicians, and individuals-in-training; to provide for definitions; to provide for the powers and duties of the Louisiana State Board of Medical Examiners relative to polysomnographic technologists, technicians, and individuals-in-training; to provide for the creation of the Advisory Committee on Polysomnography; to provide for fees, person and practices not affected, and prohibited acts; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 883 by Representative Hebert

AMENDMENT NO. 1

On page 2, line 19, at the beginning of the line change "(7)" to "(8)"; and, on line 21, change "(8)" to "(7)"; and, move the text of lines 19 and 20 to appear between lines 26 and 27

AMENDMENT NO. 2

On page 6, line 26, following "(2)" and before "conduct" change "Being found guilty of unprofessional" to "Unprofessional"

HOUSE BILL NO. 885 — (Substitute for House Bill No. 584 by Representative K. Carter)

BY REPRESENTATIVES K. CARTER AND BOWLER

AN ACT

To amend and reenact R.S. 22:250.31 through 250.35, relative to health insurance claims; to provide relative to prompt payment of health insurance claims; to provide for definitions; to provide for standards for receipt and processing of nonelectronic and

electronic claims; to provide relative to limitations on claim filing and audit; to provide for the regulatory authority of the commissioner of insurance; to provide relative to applicability; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 131— BY SENATOR JACKSON

A RESOLUTION

To recognize the need for an apology to the victims of lynching and their descendants by the United States Senate for the Senate's failure to enact anti-lynching legislation.

On motion of Senator Jackson, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 110— BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To create the Implementation Team of the Louisiana Commission on Decision-Making of Persons with Cognitive Disabilities.

The resolution was read by title. Senator Lentini moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Barham	Fontenot	McPherson
Boasso	Gautreaux B	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cravins	Jones	Theunissen
Ellington	Lentini	Ullo
Total - 21		

NAYS

Total - 0

ABSENT

Adley	Duplessis	Michot
Amedee	Dupre	Mount
Bajoie	Gautreaux N	Murray
Chaisson	Heitmeier	Nevers
Cheek	Kostelka	Schedler
Dardenne	Malone	
Total - 17		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 13, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 711— BY REPRESENTATIVE MORRELL AN ACT

To enact R.S. 40:2533(C), relative to personnel files of law enforcement officers; to require certain complaints involving domestic abuse made against an officer to be expunged from his file; to define applicable ordinances and statutes for which expungement is available; and to provide for related matters.

HOUSE BILL NO. 744— BY REPRESENTATIVE CROWE AN ACT

To enact R.S. 40:1662.19, relative to motor vehicles; to restrict the duplication of keys based on vehicle identification numbers; and to provide for related matters.

HOUSE BILL NO. 867— BY REPRESENTATIVE LABRUZZO AN ACT

To amend and reenact R.S. 47:303(A)(3) and 337.86(A), relative to the sales and use tax levied by the state and its political subdivisions; to provide with respect to the credit against the use tax for sales and use taxes paid on vehicles purchased and titled in other states; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 692— BY REPRESENTATIVE WOOTON AN ACT

To enact Code of Criminal Procedure Article 336.2, relative to operating a vehicle while intoxicated; to require an ignition interlock device as a condition of release on bail for certain persons arrested for certain alcohol-related driving offenses; to provide for procedures; to provide for waiver of this requirement by courts in certain circumstances; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Ellington asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 692— BY REPRESENTATIVE WOOTON AN ACT

To enact Code of Criminal Procedure Article 336.2, relative to operating a vehicle while intoxicated; to require an ignition interlock device as a condition of release on bail for certain persons arrested for certain alcohol-related driving offenses; to provide for procedures; to provide for waiver of this requirement by courts in certain circumstances; and to provide for related matters.

On motion of Senator Ellington, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 711—BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 40:2533(C), relative to personnel files of law enforcement officers; to require certain complaints involving domestic abuse made against an officer to be expunged from his file; to define applicable ordinances and statutes for which expungement is available; and to provide for related matters.

On motion of Senator Ellington, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 744—BY REPRESENTATIVE CROWE
AN ACT

To enact R.S. 40:1662.19, relative to motor vehicles; to restrict the duplication of keys based on vehicle identification numbers; and to provide for related matters.

On motion of Senator Ellington, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

HOUSE BILL NO. 867—BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 47:303(A)(3) and 337.86(A), relative to the sales and use tax levied by the state and its political subdivisions; to provide with respect to the credit against the use tax for sales and use taxes paid on vehicles purchased and titled in other states; to provide for an effective date; and to provide for related matters.

On motion of Senator Ellington, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 9, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 180—BY REPRESENTATIVE DORSEY AND SENATOR BAJOEIE
A CONCURRENT RESOLUTION

To declare Wednesday, June 15, 2005, as the First Annual Beacon of Hope for Cancer Day in the Louisiana Legislature and to declare the support of the legislature for this cancer research fundraising and cancer awareness project of the American Cancer Society.

HOUSE CONCURRENT RESOLUTION NO. 181—BY REPRESENTATIVES SALTER AND CROWE AND SENATORS HINES
AND THEUNISSEN**A CONCURRENT RESOLUTION**

To declare Tuesday, June 14, 2005, as Civic Education Day in the Louisiana Legislature.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Ellington asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 180—BY REPRESENTATIVE DORSEY AND SENATOR BAJOEIE
A CONCURRENT RESOLUTION

To declare Wednesday, June 15, 2005, as the First Annual Beacon of Hope for Cancer Day in the Louisiana Legislature and to declare the support of the legislature for this cancer research fundraising and cancer awareness project of the American Cancer Society.

The resolution was read by title. Senator Broome moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Barham	Fontenot	Romero
Boasso	Gautreaux B	Shepherd
Broome	Hollis	Smith
Cain	Jackson	Theunissen
Cheek	Jones	Ullo
Cravins	Lentini	
Ellington	Marionneaux	
Total - 22		

NAYS

Total - 0

ABSENT

Adley	Dupre	Mount
Amedee	Gautreaux N	Murray
Bajoie	Heitmeier	Nevers
Chaisson	Kostelka	Schedler
Dardenne	Malone	
Duplessis	Michot	
Total - 16		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 181—BY REPRESENTATIVES SALTER AND CROWE AND SENATORS HINES
AND THEUNISSEN**A CONCURRENT RESOLUTION**

To declare Tuesday, June 14, 2005, as Civic Education Day in the Louisiana Legislature.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Barham	Fontenot	Romero
Boasso	Gautreaux B	Shepherd
Broome	Hollis	Smith
Cain	Jackson	Theunissen
Cheek	Jones	Ullo
Cravins	Lentini	
Ellington	Marionneaux	
Total - 22		

June 13, 2005

NAYS

Total - 0

ABSENT

Adley	Dupre	Mount
Amedee	Gautreaux N	Murray
Bajoie	Heitmeier	Nevers
Chaisson	Kostelka	Schedler
Dardenne	Malone	
Duplessis	Michot	
Total - 16		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 586—

BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact R.S. 33:4720.52(A)(1) and (B), 4720.53, 4720.56(17), 4720.57(A), 4720.59(D)(5) and (E), 4720.60(A)(3), 4720.61(A), 4720.62(A)(3), 4720.65(A)(6), and 4720.71(7), (9)(introductory paragraph) and (a), (d), (f), and (g), and to enact R.S. 33:4720.56(18) and (19), 4720.61(B)(5) and (O), and 4720.72, relative to the New Orleans Community Improvement Act; to provide with respect to the New Orleans Redevelopment Authority; to provide for the acquisition of blighted properties and functionally obsolescent facilities; to provide relative to the recordation of liens; to provide for the issuance of certain types of bonds; and to provide for related matters.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming amendments proposed by Senator Murray to Reengrossed House Bill No. 586 by Representative Jefferson

AMENDMENT NO. 1

On page 1, line 2, change "4720.56(17)" to "4720.56(7) through (17)"

AMENDMENT NO. 2

On page 1, line 3, change "and (E)" to "and (E)(2) through (4)"

AMENDMENT NO. 3

On page 1, line 5, between "and (19)" and "4720.61(B)(5)" insert the following:

"4720.59(E)(5) and (6),"

AMENDMENT NO. 4

On page 1, line 6, after "Act;" delete the remainder of the line and delete lines 7 through 9 in their entirety and insert in lieu thereof the following: "to authorize the issuance of revenue bonds; to provide for additional authority and powers; to provide for the purposes to be liberally construed; and to"

AMENDMENT NO. 5

On page 1, line 15, change "4720.56(17)" to "4720.56(7) through (17)"

AMENDMENT NO. 6

On page 1, line 16, change "and (E)" to "and (E)(2) through (4)"

AMENDMENT NO. 7

On page 1, line 18, between "and (19)" and "4720.61(B)(5)" insert the following:

"4720.59(E)(5) and (6),"

AMENDMENT NO. 8

On page 3, delete lines 10 through 17 in their entirety and insert in lieu thereof the following:

"(7) To make and execute contracts and all other instruments necessary or convenient for the exercise of its powers and functions under this Chapter with any federal or state governmental agency, local political subdivision, public or private corporation, lending institution, or other entity or person, including but not limited to loan contracts for the acquisition, sale or lease, or sale-back or lease-back of property, issuance of bonds, payment of premiums, fees, or charges, and the purchase or guarantee of bonds, notes, loans, or other debt obligations, and to avail itself of the provisions of R.S. 33:4715.1.

~~(7)~~**(8)** Within its area of operation, to make or have made all surveys and plans necessary to the carrying out of the purposes of this Chapter and to contract with any person, public or private, in the making and carrying out of such plans and to adopt or approve, modify, and amend such plans, which plans may include but are not limited to:

(a) Plans for carrying out a program of voluntary or compulsory repair or rehabilitation of buildings and improvements.

(b) Plans for the enforcement of state and local laws, codes, and regulations relating to the use of land and the use and occupancy of buildings and improvements and for the compulsory repair, rehabilitation, demolition, or removal of buildings, and improvements.

(c) Appraisals, title searches, surveys, studies, and other plans and work necessary to prepare for the undertaking of community improvement projects and related activities.

~~(8)~~**(9)** To develop, test, and report methods and techniques, and carry out demonstrations and other activities within its area of operation, for the prevention and the elimination of slums and urban blight and developing and demonstrating new or improved means of providing housing for families and persons of low income and to apply for, accept, and utilize grants of funds from the federal government for such purposes.

~~(9)~~**(10)** To prepare plans for and assist in the relocation of persons (including individuals, families, business concerns, nonprofit organizations, and others) displaced from a community improvement area and to make relocation payments to or with respect to such persons for moving and readjustment expenses and losses of property for which reimbursement or compensation is not otherwise made, including the making of such payments financed by the federal government. However, no person shall be required to vacate premises from which he is being displaced until the authority has demonstrated the availability of reasonably suitable relocation resources.

~~(10)~~**(11)** To provide, wherever feasible, a preference to such displaced persons, consistent with their status at the time of displacement, including but not limited to a homeowner, tenant, or operator of a business, to return to a community improvement area after its redevelopment, improvement, repair, or rehabilitation and to make payment or reimbursement of reasonable actual costs incurred as a result of utility relocations when such relocations are made necessary in a redevelopment area, after making appropriate adjustment for any improvements or betterments to the utility's facilities made in connection with the relocation.

~~(11)~~**(12)** To close or cause to be closed, vacate, plan, or replan streets, roads, sidewalks, ways, or other places and to plan or cause to be replanned any part of the municipality in accordance with all applicable laws and R.S. 33:4720.57.

~~(12)~~**(13)** To sue and to be sued; adopt and have a seal and to alter the same at pleasure; to make, amend, and repeal bylaws, orders, rules, and regulations in order to effectuate the provisions of this Chapter.

~~(13)~~**(14)** To enter into agreements and contracts with the city of New Orleans, Louisiana, or any other public body, in pursuance of the intent of this Chapter.

~~(14)~~**(15)** To make available to the municipality or any appropriate government agency, the recommendation of the authority affecting any area in its field of operation or property therein, which

it may deem likely to promote the public health, morals, safety, or welfare.

~~(+5)(16)~~ To rent or to provide by any other means suitable quarters for the use of the authority or to accept the use of such quarters as may be furnished by the municipality, parish, or other public body and to equip such quarters with such fixtures, furnishings, records, and supplies as the authority may deem necessary to enable it to exercise its powers under this Chapter.

~~(+6)(17)~~ To receive and expend such funds as may be necessary to carry out the purposes of this Chapter, to apply for, accept, and utilize loans, advances, or grants of funds from the federal government or other sources for any of the purposes of this Chapter."

AMENDMENT NO. 9

On page 4, line 10, after "E.(1)" delete the remainder of the line and insert the following:

"* * *

AMENDMENT NO. 10

On page 4, delete lines 11 and 12.

AMENDMENT NO. 11

On page 4, line 18, after "court," delete the remainder of the line and delete lines 19 and 20 in their entirety.

AMENDMENT NO. 12

On page 6, line 20, between "city" and "or" insert "of New Orleans"

AMENDMENT NO. 13

On page 7, line 10, after "matters after" delete "the"

AMENDMENT NO. 14

On page 9, line 16, after "blighted" delete the comma "," and insert "area"

AMENDMENT NO. 15

On page 10, delete lines 9 through 13 in their entirety.

On motion of Senator Murray, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended bill, which is a duplicate of Senate Bill No. 288, was read by title and referred to the Legislative Bureau.

House Concurrent Resolutions on Second Reading

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 39—

BY REPRESENTATIVES CROWE AND LABRUZZO

A CONCURRENT RESOLUTION

To express the support of the Legislature of Louisiana for the practice of prayer at the beginning of school board meetings, to recognize that such prayer is a protected act in accordance with the fundamental principles upon which the United States of America was founded, and to disapprove of a decision by the United States District Court for the Eastern District of Louisiana that ruled that the opening of meetings of the Tangipahoa Parish School Board with prayer is unconstitutional.

On motion of Senator Ellington, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 112—

BY REPRESENTATIVE M. POWELL

A CONCURRENT RESOLUTION

To urge and request the Louisiana medical schools to consider requiring medical school students attending such institutions to participate in clinical rotations in rural areas of the state in order to encourage and promote expansion of the family physician workforce in these areas thereby affording better medical care to the citizens of areas of the state where there is a shortage of

physicians and other health care professionals, and to urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to adopt appropriate policies providing for such rotations in the medical school programs under its jurisdiction and supervision.

On motion of Senator Ellington, the was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 132—

BY REPRESENTATIVE FANNIN

A CONCURRENT RESOLUTION

To urge and request the office of conservation, Department of Natural Resources, in cooperation with the Ground Water Resources Commission and the Ground Water Management Advisory Task Force, to develop a model by which to best educate the public in water conservation.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 174—

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To urge and request the secretary of the U.S. Department of Commerce not to list the eastern oyster (*Crassostrea virginica*) under the Endangered Species Act of 1973.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Natural Resources.

House Bills and Joint Resolutions on Second Reading Reported by Committees

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 75—

BY REPRESENTATIVE ALEXANDER

AN ACT

To enact R.S. 33:423.15, relative to the city of Broussard; to provide for the chief of police of that city to take certain personnel actions; to provide for appeal of those actions by police department employees; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 120—

BY REPRESENTATIVES HILL AND BEARD

AN ACT

To enact R.S. 17:3048.1(Q)(5) and (V)(3), to provide relative to minimum scores on specified tests that are required of certain home study students to be eligible for Tuition Opportunity Program for Students awards; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 133—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 33:2495(B)(1)(a) and 2555(B)(1)(a), relative to the municipal fire and police civil service; to provide relative to the removal of an employee from a position during his working test; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the

Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 145—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 33:140.75(A) and to repeal R.S. 33:140.71(C), relative to railroad development districts; to provide for the maximum rate of the ad valorem tax to be levied by such districts; to provide relative to tax renewal; to repeal certain provisions relative to district boundaries; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 151—

BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 13:976(C), relative to court reporters in the Thirty-Second Judicial District Court; to increase the fees court reporters may charge per page for civil and criminal transcripts; to decrease the fees court reporters may charge per page copy for civil and criminal transcripts; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 158—

BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 17:226, relative to exemptions from compulsory school attendance; to authorize nurse practitioners licensed to practice in Louisiana to substantiate certain illnesses permitting a child to be excused temporarily from attending school; to remove exemptions based on the location of a child's residence and certain other transportation factors; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 161—

BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 13:961(F)(1)(o), relative to court reporter fees in the Eleventh Judicial District Court; to authorize the judges en banc to set the fees for each page and copy of transcribed testimony; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 178—

BY REPRESENTATIVES HUTTER, BARROW, AND BAUDOUIN AND
SENATOR DUPLESSIS
AN ACT

To amend and reenact R.S. 17:15(A)(1) and (2)(a)(introductory paragraph), (i), and (ii) and (b), (B), and (D), relative to criminal history review; to prohibit public school boards and nonpublic schools and school systems from hiring specified persons who have been convicted of or pled nolo contendere to certain crimes, except under certain circumstances; to provide relative to procedures established by city, parish, and other local public school boards to determine whether such persons have been convicted of certain crimes; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 178 by Representative Hutter

AMENDMENT NO. 1

On page 2, between lines 11 and 12, insert the following:

"(c) The Section shall not apply to any nonpublic school or nonpublic school system which contracts with an entity providing any of the services listed in Subparagraph (b) of this Paragraph to a nonpublic school or nonpublic school system when such school or school system determines that the employees of such contractor will have limited contact with students. In determining whether such a contractor's employee will have limited contact with students, the nonpublic school or nonpublic school system shall consider the totality of the circumstances, including factors such as the length of time the contractor's employee will be on the school grounds, whether students will be in proximity with the site where the contractor's employee will be working, and whether the contractor's employee will be working by himself or with others. If a nonpublic school or nonpublic school system has made this determination, it shall take appropriate steps to protect the safety of any students that may come in contact with such a contractor's employee."

On motion of Senator Ullo, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 184—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 41:727, relative to the transfer of certain sixteenth section land by the Vermilion Parish School Board; to specify the property to be transferred and the persons to whom it shall be transferred; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 197—

BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 49:214.9 and 214.10, relative to coastal preservation and restoration; to establish a program for stabilization and restoration of coastal passes; to create the Coastal Passes Stabilization and Restoration Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 204—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 56:2011(C), relative to payment of royalties for dredging state water bottoms; to exempt from the payment of such royalties the dredging of False River for certain purposes; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 268—

BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 27:392(B)(2)(a), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Compulsive and Problem Gaming Fund; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 314—

BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 17:85.11, relative to naming a Reserve Officers' Training Corps building; to authorize the Ouachita Parish School Board to name the Reserve Officers' Training Corps building at West Monroe High School in honor of James Donald Halsell, Jr.; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 377—

BY REPRESENTATIVE DOWNS
AN ACT

To enact R.S. 33:2737.78, to authorize the Union Parish School Board to levy and collect an additional sales and use tax; to provide for the use of tax proceeds; to provide for voter approval; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 393—

BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 27:392(B)(3)(d), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to increase the amount of monies in the Pari-mutuel Live Racing Facility Gaming Control Fund dedicated for deposit into the Beautification and Improvement of the New Orleans City Park Fund; to establish the Greater New Orleans Sports Foundation Fund as a special fund in the state treasury and to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 393 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 7, after "fund;" and before "to provide" insert "to establish the Algiers Economic Development Foundation Fund as a special fund in the state treasury and to provide for the deposit and use of monies in the fund; to establish the New Orleans Urban Tourism and Hospitality Training in Economic Development Foundation Fund as a special fund in the state treasury and to provide for the deposit and use of monies in the fund;"

AMENDMENT NO. 2

On page 2, between lines 28 and 29, insert:

"(iv) Of the proceeds derived from the licensed eligible facility in Orleans Parish, an amount equal to twenty percent, but not to exceed two hundred thousand dollars annually, shall be deposited and credited to the Algiers Economic Development Foundation Fund, hereinafter referred to as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Algiers Economic Development Foundation. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

(v) Of the proceeds derived from the licensed eligible facility in Orleans Parish, an amount equal to twenty percent, but not to exceed two hundred thousand dollars annually, shall be deposited and credited to the New Orleans Urban Tourism and Hospitality Training in Economic Development Foundation Fund, hereinafter referred to as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the New Orleans Urban Tourism and Hospitality Training in Economic Development Foundation. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund."

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 397—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 56:322(C)(7), relative to unattended fishing nets; to remove the requirement for destruction of unattended nets; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 427—

BY REPRESENTATIVE BADON
AN ACT

To enact R.S. 33:9079, relative to the Kingswood Subdivision Improvement District; to create and provide for such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 428—

BY REPRESENTATIVES PIERRE AND THOMPSON
AN ACT

To enact Chapter 14-A of Title 41 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 41:1731 through 1734, relative to the development of renewable energy sources; to authorize the Department of Natural Resources to lease state lands for the exploration, development, and production of energy from wind; to provide a process for leasing state lands for the exploration, development, and production of energy from wind; to provide for the powers and duties of the secretary of the Department of Natural Resources; to provide for the powers and duties of the State Mineral Board; to authorize the implementation of fees; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 432—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND HAMMETT
AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT
AN ACT

To amend and reenact R.S. 39:1593(C)(1)(a), relative to state procurement; to expand the authorized use of a competitive request for proposal process under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 432 by Representative Alario

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 39:1593(C)(1)(a)" to "R.S. 38:2212.5 and R.S. 39:1593(C)(1)(a) and to enact R.S. 38:2225.4"

AMENDMENT NO. 2

On page 1, line 4, after "circumstances;" and before "to provide" insert "to provide for prequalification of bidders for certain projects; to provide for the expansion of certain convention centers;"

AMENDMENT NO. 3

On page 1, between lines 5 and 6, insert the following:

"Section 1. R.S. 38:2212.5 is hereby amended and reenacted and R.S. 38:2225.4 is hereby enacted to read as follows:

§2212.5. Prequalified bidders

Except for construction or repair of roads and bridges and those contractors providing materials and supplies for construction or repair of roads and bridges, the division of administration may prequalify bidders for historic restoration projects funded by the state. The division of administration shall promulgate rules and regulations setting forth procedures for such prequalification. Historic restoration projects as used herein means repairs, renovations, or reconstruction of state-owned structures which are listed on the National Register of Historic Places or state-owned structures which are eligible for inclusion on the National Register and shall also include the renovation of the Louisiana State University Student Union on the Baton Rouge campus, which has been acknowledged as a Nationally Recognized Architectural Building that is recognized by the American Institute of Architects as having received an Honor Award from the Gulf States Region. After the division of administration has prequalified such bidders, only prequalified bidders may submit bids on those designated projects and the contracts on those designated projects shall be awarded to the prequalified bidder submitting the lowest responsible bid, which bid for the renovation project of the Louisiana State University Student Union on the Baton Rouge campus only may be for overhead and profit or lump sum. Prior to the execution of the contract for the renovation project of the Louisiana State University Student Union on the Baton Rouge campus, it shall be submitted to the Joint Legislative Committee on the Budget for review and approval.

* * *

§2225.4. Expansion of certain convention centers

A political subdivision of the state in a parish with a population in excess of four hundred fifty thousand persons which has been involved in litigation before the highest court of this state pertaining to the award of a contract for the construction of the expansion of a convention center to be funded with funds of the state and the political subdivision may negotiate with respect to the price, conditions and terms of the contract to be entered into with the party that is awarded the contract pursuant to a writ of mandamus from a district court and affirmed by the appellate courts. Prior to the execution of the contract, it shall be submitted to the Joint Legislative Committee on the Budget for review and approval. If approved by the Joint Legislative Committee on the Budget, the execution of the contract shall resolve any and all claims and disputes between the parties arising out of the award of the public bid."

AMENDMENT NO. 4

On page 1, line 6, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, delete lines 1 through 3, and insert the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the

legislature, this Act shall become effective on the day following such approval."

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 460—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, HAMMETT, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CRANE, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DOVE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HEATON, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KENNARD, LAFLEUR, LAFONTA, MARCHAND, McDONALD, MCVEA, MONTGOMERY, MORRELL, ODINET, PIERRE, PINAC, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WALKER, WALSWORTH, WHITE, WOOTON, AND WRIGHT AND SENATORS HEITMEIER, HINES, BAJOEI, AND MOUNT

AN ACT

To enact Part VI-A of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2365, relative to state funds; to establish the Rapid Response Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to require reporting; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 477—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 56:722, relative to game and fish commissions; to provide that such commissions shall not have authority over certain vessels; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 587—

BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 56:431.1, relative to oyster leases; to authorize the use of devices to protect oysters from predation on oyster leases; to provide for permitting and regulating such devices; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 587 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 56:700.12(4) and (5) and 700.13(C) and (F) and to"

AMENDMENT NO. 2

On page 1, line 4, after "devices;" insert "to provide relative to the Oyster Lease Damage Evaluation Board; to provide relative to damages to oyster leases; to provide certain procedures relative to claims;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." insert "R.S. 56:700.12(4) and (5) and 700.13(C) and (F) are hereby amended and reenacted and"

AMENDMENT NO. 4

June 13, 2005

On page 2, line 18, delete the period and insert "shall be considered a class four violation."

AMENDMENT NO. 5

On page 3, after line 10, insert

* * *

§700.12. Damages to oyster leases; mineral activity; settlements and claims

Notwithstanding any other law to the contrary, including but not limited to R.S. 56:423 et seq., the claim of any lessee of oyster beds or grounds who is requested to enter into a settlement for damages which may occur due to an oil and gas activity which proposes to intrude upon the leasehold may be settled in the following manner:

* * *

(4) If the claim is brought before the board, the ~~board owner of the oil and gas activity~~ shall, at its own expense, have a biological survey made of the leased premises to determine the quality and value of the beds and grounds which will be involved in the proposed operation. A biological survey shall be performed before the operations begin and upon completion of the activity. ~~The owner of the oil and gas activity shall donate to the board an amount sufficient to pay the costs of the biological survey. Any funds donated to pay the costs of the biological survey shall be used only for that purpose.~~

(5) If the claim is brought before the board, the owner of the oil and gas activity shall file the initial biological survey with the board and pay a deposit to the board based on estimated damages as determined by the board after consideration of the results of the biological survey and any other information provided to the board. After payment of the deposit, the owner may proceed with his proposed activity. Upon completion of the activity, ~~at the expense of the owner of the oil and gas activity the board owner of the oil and gas activity, at his own expense,~~ shall have another biological survey performed and filed with the board so that actual damages to the leasehold may be determined by the board.

* * *

§700.13. Establishment of the board

* * *

C. The board shall develop a list of qualified biologists to provide biological test data in determining the quality, condition, and value of oyster beds and grounds. The secretary, in conjunction with the board, shall develop a list of qualifications for these biologists. ~~If a claim is brought before the board under the provisions of R.S. 56:700.12(4) and a biological survey is needed, the board shall When an owner of an oil and gas activity is required under the provisions of R.S. 56:700.12(4) to perform a biological survey, he shall choose a biologist to conduct the survey from the list of qualified biologists maintained supplied by the board. The secretary, in conjunction with the board, shall adopt rules providing for a regular rotation of the names on this list so that each of the listed qualified biologists is selected on a regular basis.~~

* * *

F. Notwithstanding the provisions of R.S. 56:424, representatives or assigns of the ~~Oyster Lease Damage Evaluation Board~~ owner of the oil and gas activity may remove, as a sample, oysters from an oyster lease on state water bottoms in order to make determinations in matters before the Oyster Lease Damage Evaluation Board. In order to take such samples, the representatives or assigns of the ~~Oyster Lease Damage Evaluation Board~~ owner of the oil and gas activity shall first submit written notice to the lease holder. If the lease holder has not granted permission within ~~thirty~~ fifteen days after the written request for permission was submitted, the representatives or assigns of the ~~board owner of the oil and gas activity~~ shall notify the lease holder of the date and time that the lease will be surveyed. The lease holder may accompany the biologist during the survey or may authorize another person to accompany the biologist during the survey.

* * *

AMENDMENT NO. 6

On page 3, after line 10, insert

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana.

If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Malone, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 598—

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 25:738(A), 752, and 760(A), relative to historic preservation; to provide for procedures for approval of applications for certificates of appropriateness for certain new construction in certain districts; to provide for the population of municipalities, parishes, and governmental units to which the law relative to historic preservation districts and historic landmarks commissions applies; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 598 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 25:738(A)," and before "752" insert "746(C)(2),"

AMENDMENT NO. 2

On page 1, line 2, after "760(A)," and before "relative" insert "and to enact R.S. 25:746(I),"

AMENDMENT NO. 3

On page 1, line 2 after "preservation;" and before "to" insert "to provide for certain appeals;"

AMENDMENT NO. 4

On page 2, line 12, change "ten" to "fifteen"

AMENDMENT NO. 5

On page 2, line 13, after "space," and before "prior" insert "or exceeds five stories"

AMENDMENT NO. 6

On page 2, delete lines 20 through 29 and insert the following in lieu thereof

"(i) One member appointed by the member of the Louisiana House of Representatives who represents the area where the proposed new construction is to be built.

(ii) One member appointed by the member of the Louisiana Senate who represents the area where the proposed new construction is to be built.

(iii) One member appointed by the mayor of New Orleans."

AMENDMENT NO. 7

On page 3, line 5, after "the district," delete the remainder of the line and delete lines 6 and 7 in their entirety

AMENDMENT NO. 8

On page 3, between lines 16 and 17 insert:

"§746. Review by governing body or authority and by courts of actions of constitutionally created historic preservation district commissions; right to compel

* * *

C. (2) An application or appeal under Paragraph (1) of this Subsection shall be filed within ~~thirty~~ forty-five days of the commission, or an agency of the governing body or authority, notifying the applicant in writing or, if not notified in writing, within thirty days of the applicant's actual knowledge of, but no later than

Page 12 SENATE

June 13, 2005

28th DAY'S PROCEEDINGS

~~one hundred eighty days of, the decision, recommendation, proceeding, act, or failure to act.~~

I. In all actions under this Section, where there are filed multiple applications or appeals pursuant to this Section arising from or related to the same or substantially similar facts, then all of such applications or appeals shall be ordered consolidated for a single ruling or determination before the commission or governing body or authority before whom the first appeal or application has been filed."

On motion of Senator Fields, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 630—

BY REPRESENTATIVE HEBERT

AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 640—

BY REPRESENTATIVE LAFONTA

AN ACT

To enact R.S. 47:1997.1, relative to the ad valorem tax in Orleans Parish; to provide for the payment of a fee to be charged to each tax recipient body to defray the cost of collection; to provide for the deposit and use of the proceeds of such fee; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 651—

BY REPRESENTATIVES K. CARTER, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BARROW, BAUDOIN, BOWLER, BRUCE, BURRELL, CAZAYOUX, CRAVINS, CURTIS, DANIEL, DARTEZ, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, E. GUILLORY, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, KATZ, KENNARD, KENNEY, LAFLEUR, LAFONTA, LANCASTER, MARCHAND, MARTINY, McDONALD, MONTGOMERY, MORRISH, ODINET, PIERRE, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, SALTER, SCALISE, GARY SMITH, JANE SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WINSTON, AND WRIGHT

AN ACT

To enact R.S. 17:171, relative to health insurance status; to provide relative to procedures for providing for the release of certain information relative to health insurance eligibility to public health insurance programs that cover children; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 651 by Representative K. Carter

AMENDMENT NO. 1

On page 1, delete line 9, and insert "A. The principal of each public elementary and secondary school"

AMENDMENT NO. 2

On page 1, line 10, delete "secondary schools"

AMENDMENT NO. 3

On page 2, at the end of line 13, insert "However, no public school, public school system, or public school board and no teacher,

principal, or school administrator in any public elementary or secondary school shall be liable for any act or failure to act in sharing the health insurance eligibility status of a student with the Louisiana Children's Health Insurance Program, unless such act was malicious, willful or deliberately intended to cause harm."

On motion of Senator Ullo, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 654—

BY REPRESENTATIVES MONTGOMERY, ALARIO, GLOVER, HOPKINS, HUNTER, SCALISE, JANE SMITH, THOMPSON, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, HEBERT, HILL, JACKSON, JEFFERSON, JOHNS, KATZ, McDONALD, PIERRE, PINAC, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SHEPHERD, GARY SMITH, JACK SMITH, ST. GERMAIN, STRAIN, TOOMY, TOWNSEND, TRAHAN, WADDELL, AND WALKER

AN ACT

To amend and reenact R.S. 48:2072(B), 2073(7) through (19), 2077(17), (18), and (23), and 2082(B) through (O) and to enact R.S. 9:165(C) and R.S. 48:2073(20), 2077(24), and 2082(P), relative to authorizing the Louisiana Transportation Authority to issue revenue bonds secured by unclaimed property receipts; to create the Unclaimed Property Fund; to provide for the deposit of monies into the Unclaimed Property Fund and the use of those monies; to create the Unclaimed Property Leverage Fund; to provide for the deposit of monies into the Unclaimed Property Leverage Fund and the use of those monies; to authorize the state treasurer to transfer the monies in the Unclaimed Property Leverage Fund to the Louisiana Transportation Authority; to provide relative to unclaimed property bonds; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 668—

BY REPRESENTATIVE KLECKLEY

AN ACT

To enact Subpart C-1 of Part II of Chapter 9 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4050.1, relative to Calcasieu Parish; to provide relative to the demolition, removal, replacement, repair, and maintenance of any community or individual sewerage system, or parts thereof, located within the parish which by reason of its nature or condition endangers the public welfare or safety; to provide relative to the levying of fines by the governing authority; to authorize the governing authority to file liens against property owners for failure to pay costs owed to such governing authority; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 668 by Representative Kleckley

AMENDMENT NO. 1

On page 2, between lines 6 and 7, insert the following:

"(3)(a) Prior to the enactment of any ordinance or the adoption of any rule or regulation pursuant to the provisions of this Subsection, the governing authority of the parish shall establish a Citizens Wastewater Advisory Panel. The panel shall convene in conjunction with the parish governing authority's Wastewater Study Committee for the purpose of soliciting citizen input and providing advice and recommendations to the committee relative to the promulgation of ordinances, rules, and regulations necessary to carry out the provisions of this Section."

(b)(i) The Citizens Wastewater Advisory Panel shall consist of seven members appointed from the unincorporated area of the parish of Calcasieu by the governing authority of the parish. At least one member of the panel shall be a minority individual.

(ii) Members shall serve without compensation.

(c) The governing authority of the parish of Calcasieu shall provide reasonable resources to the panel to assist the members in carrying out the responsibilities of the panel.

(d) The Citizens Wastewater Advisory Panel shall cease to exist upon the enactment of any ordinance or the adoption of any rule or regulation pursuant to the provisions of this Subsection.

AMENDMENT NO. 2

On page 2, line 11, after "condition" and before the period "." insert "provided the homeowner is given thirty days to make the repair prior to the governing authority taking such action"

AMENDMENT NO. 3

On page 2, line 22, delete "structures, buildings,"

AMENDMENT NO. 4

On page 2, line 23, after "and places" insert "related to sewerage systems only, but not within any structures or buildings,"

On motion of Senator Fields, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 683—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 30:125, 127(A)(introductory paragraph), 128(A) and (B), 136(A)(1)(b) and (c) and (B)(1) and (2), 158, and 213(A), relative to the management and administration of mineral leasing on public lands; to provide relative to registration of lease bidders and transferees; to provide for information to be reported when payors of state royalty change; to provide relative to incorrect royalty reporting; to provide for the deposit of liquidated damages; to authorize the mineral board to waive penalties; to provide relative to confidentiality regarding geophysical and geological survey data; to provide for registration fees and penalties; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 701—

BY REPRESENTATIVE BAUDOIN

AN ACT

To enact R.S. 41:15, relative to hunting on state land; to provide for certain restrictions to deer hunting equipment on state lands; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 820—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 33:130.252(A)(1) and (2)(e) and (B) and 130.261(C), to enact R.S. 33:130.261(D) and (E), and to repeal R.S. 33:130.255(A)(4), relative to the Terrebonne Economic Development Authority; to provide relative to the appointment and qualifications of members of the board of commissioners and filling board vacancies; to provide relative to the annual budget, financial reports, and expropriation powers of the authority; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 820 by Representative Dove

AMENDMENT NO. 1

On page 3, line 12, delete "make the financial statement available to the" and insert: "publish his findings in the official journal of the authority."

AMENDMENT NO. 2

On page 2, delete lines 13 and 14

On motion of Senator Fields, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 840—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 51:1286(C), relative to the tax levied by the Louisiana Tourism Promotion District; to provide for the pledge and dedication for certain tourism purposes; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 840 by Representative Alario

AMENDMENT NO. 1

On page 2, line 3, after "2009-2010" and before the comma "," insert "and thereafter"

AMENDMENT NO. 2

On page 2, delete lines 5 and 6

AMENDMENT NO. 3

On page 3, delete line 1, and insert "(4)(5) The proceeds of the tax"

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 878— (Substitute for House Bill No. 198 by Representative Thompson)

BY REPRESENTATIVE THOMPSON

AN ACT

To enact R.S. 33:1448(P), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and retired deputy sheriffs in Richland Parish; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 879— (Substitute for House Bill No. 309 by Representative Frith)

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 33:4574.1.1(O), relative to hotel occupancy taxes; to require the parish tourist commission in certain parishes to increase the hotel occupancy tax; to provide with respect to the authority and responsibility of the commission; to provide for the dedication of the proceeds from the increase; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 879 by Representative Frith

AMENDMENT NO. 1

On page 1, line 2, after "(O)" insert "(P)"

AMENDMENT NO. 2

On page 1, line 4, change "the commission" to "certain commissions"

AMENDMENT NO. 3

On page 1, line 5, change "the proceeds" to "certain proceeds"

AMENDMENT NO. 4

On page 1, line 7, change "(O) is" to "(O) and (P) are"

AMENDMENT NO. 5

On page 2, between lines 22 and 23, insert:

"P. Notwithstanding any other law to the contrary, any tourist commission in a parish with a population of not less than seventy-five thousand and not more than eighty-five thousand people according to the most recent federal decennial census shall levy and collect an additional tax of two percent upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of the commission. The tax shall be levied by ordinance adopted by the governing authority of the tourist commission and only after approval by a majority of the electorate of such parish voting in an election held for such purpose. The percentage rate provided in this Subsection shall be in addition to any other percentage authorized by law."

On motion of Senator Fields, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 886— (Substitute for House Bill No. 591 by Representative Jane Smith)

BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact R.S. 17:100.1, relative to alternative educational programs for certain students; to require that certain adjudicated children and children in the custody of the office of youth development shall be counted by certain local public school boards for funding purposes under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Fields asked for and obtained a suspension of the rules for the purpose of invoking 5 minute cloture.

Rules Suspended

Senator Romero asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senator Bajoie in the Chair

House Concurrent Resolutions on Second Reading Reported by Committees

The following House Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 85—

BY REPRESENTATIVES JACK SMITH AND ST. GERMAIN

A CONCURRENT RESOLUTION

To establish, in the Department of Wildlife and Fisheries, the Wild-Caught Crawfish Task Force and to provide for its membership and responsibilities.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator Romero moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Ellington	Lentini	Ullo
Total - 27		

NAYS

Total - 0

ABSENT

Adeley	Duplessis	Mount
Chaisson	Dupre	Nevers
Cravins	Kostelka	Schedler
Dardenne	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 100—

BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Waterfowl Study Commission to study the possibility of permitting the taking of pen-raised mallards south of Interstate Highway 10 and Interstate Highway 12.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator B. Gautreaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	McPherson
Amedee	Gautreaux B	Michot
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Romero
Boasso	Hollis	Shepherd
Broome	Jackson	Smith
Cain	Jones	Theunissen
Cheek	Lentini	Ullo
Ellington	Marionneaux	
Total - 26		

NAYS

Total - 0

ABSENT

Adley	Duplessis	Malone
Chaisson	Dupre	Mount
Cravins	Fields	Nevers
Dardenne	Kostelka	Schedler
Total - 12		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 101—

BY REPRESENTATIVES THOMPSON, BALDONE, AND WALSWORTH
A CONCURRENT RESOLUTION

To authorize and request the Department of Wildlife and Fisheries to sponsor a pilot program to study the breeding and release of waterfowl in Louisiana.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator Ellington moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Ellington	Lentini	Ullo
Total - 27		

NAYS

Total - 0

ABSENT

Adley	Duplessis	Mount
Chaisson	Dupre	Nevers
Cravins	Kostelka	Schedler
Dardenne	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 103—

BY REPRESENTATIVES M. GUILLORY AND FRITH AND SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to advocate changes in the Federal Motor Carrier Safety Regulations, specifically 49 C.F.R. 383.3, relative to issuance of restricted commercial drivers' licenses, which currently prohibit aerial applicators from qualifying for issuance of such licenses.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Ellington	Lentini	Ullo
Total - 27		

NAYS

Total - 0

ABSENT

Adley	Duplessis	Mount
Chaisson	Dupre	Nevers
Cravins	Kostelka	Schedler
Dardenne	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To create and provide for the Cameron Parish Economic Development Task Force for the purpose of studying and making recommendations relative to economic development in Cameron Parish.

Reported favorably by the Committee on Local and Municipal Affairs.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Ellington	Lentini	Ullo
Total - 27		

NAYS

Total - 0

ABSENT

Adley	Duplessis	Mount
Chaisson	Dupre	Nevers
Cravins	Kostelka	Schedler
Dardenne	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVES KLECKLEY, GEYMAN, E. GUILLORY, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to select the re-routing of West Prien Lake Road, also known as Louisiana Highway 1138-2, to intersect with the port road extension near or at the main entrance to the L'Auberge du Lac Hotel and Casino in Lake Charles, Louisiana, as a design-build demonstration project in order to expedite construction and alleviate extreme traffic congestion in the area.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Ellington	Lentini	Ullo
Total - 27		

NAYS

Total - 0

ABSENT

Adley	Duplessis	Mount
Chaisson	Dupre	Nevers
Cravins	Kostelka	Schedler
Dardenne	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 131—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To recognize the inalienable right of parents to provide for the education of their children.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Broome moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Ellington	Lentini	Ullo
Fields	Marionneaux	
Total - 26		

NAYS

Total - 0

ABSENT

Mr. President	Dardenne	Malone
Adley	Duplessis	Mount
Chaisson	Dupre	Nevers
Cravins	Kostelka	Schedler
Total - 12		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Motion

Mr. President in the Chair

HOUSE CONCURRENT RESOLUTION NO. 141—

BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the continued state funding of the Mississippi River Corridor Initiative (MRCI) on the campus of the University of New Orleans, which assists ports and related industries to succeed in the highly competitive development of international trade along the Mississippi River.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. Senator Amedee moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Ellington	Lentini	Ullo
Total - 27		

NAYS

Total - 0

ABSENT

Adley	Duplessis	Mount
Chaisson	Dupre	Nevers
Cravins	Kostelka	Schedler
Dardenne	Malone	
Total - 11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 145—

BY REPRESENTATIVE CAZAYOUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect stop signs along Louisiana Highway 983, also known as Bueche Road, at its intersection with Louisiana Highway 620, also known as Section Road, in West Baton Rouge Parish to create a four-way stop at this intersection.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. Senator Marionneaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Romero
Boasso	Heitmeier	Shepherd
Broome	Hollis	Smith
Cain	Jackson	Theunissen
Cheek	Jones	Ullo
Cravins	Lentini	
Ellington	Marionneaux	

Total - 28

NAYS

Total - 0

ABSENT

Adley	Dupre	Nevers
Chaisson	Kostelka	Schedler
Dardenne	Malone	
Duplessis	Mount	

Total - 10

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 146— BY REPRESENTATIVE M. GUILLORY AND SENATOR THEUNISSEN A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, and office of state police to petition the Federal Motor Carrier Safety Administration for an exemption from the federal regulations regarding the issuance of restricted commercial drivers' licenses for aerial applicators.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dupre	Lentini	Ullo

Total - 30

NAYS

Total - 0

ABSENT

Adley	Duplessis	Mount
Chaisson	Kostelka	Nevers
Dardenne	Malone	

Total - 8

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 148— BY REPRESENTATIVES QUEZAIRE, LAMBERT, SMILEY, FAUCHEUX, AND GARY SMITH AND SENATOR AMEDEE A CONCURRENT RESOLUTION

To urge and request the governor and the Department of Economic Development to embrace and publicly support the Louisiana Transportation Center as proposed by the Louisiana Airport Authority.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. Senator Amedee moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Romero
Cain	Heitmeier	Shepherd
Cheek	Hollis	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Dupre	Lentini	

Total - 29

NAYS

Total - 0

ABSENT

Adley	Duplessis	Mount
Broome	Kostelka	Nevers
Chaisson	Malone	Schedler

Total - 9

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Regular Order of the Day Resumed

Reconsideration

On motion of Senator Fontenot, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, June 9, 2005, was reconsidered.

SENATE BILL NO. 220— BY SENATOR FONTENOT AN ACT

To amend and reenact R.S. 23:992, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to provide for penalties; to provide for exceptions; and to provide for related matters.

On motion of Senator Fontenot, the bill was read by title and returned to the Calendar, subject to call.

Reconsideration

On motion of Senator Jones, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, June 9, 2005, was reconsidered.

SENATE BILL NO. 328—

BY SENATOR JONES

AN ACT

To enact R.S. 33:2740.51(M), (N), (O), and (P), and to repeal R.S. 33:2740.51(H), relative to the Southside Economic Development District of the City of Monroe; to provide the board the authority for tax financing by the district; to provide for its termination; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and returned to the Calendar, subject to call.

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 312—

BY SENATOR ULLO

AN ACT

To enact R.S. 17:10.7, relative to school and district accountability; to provide for the status of a city, parish, or other local public school system which is academically in crisis and financially in crisis; to provide a procedure for the emergency transfer of all power and responsibility to operate, manage, and administer such a school system to an administrator; to provide for the selection of the administrator; to provide for the duration of his service; to provide for the authority and duties of the administrator; to provide for the establishment of an advisory council; to provide for the obligation of the system on contracts; to provide for the obligation of the system regarding debt; to provide definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed Senate Bill No. 312 by Senator Ullo

AMENDMENT NO.1

On page 5, line 1, after "(3)(a)" delete "The" and insert "(i) Except as provided in Item (ii) of this Subparagraph, the"

AMENDMENT NO. 2

On page 5, between lines 9 and 10, insert the following:
"(ii) The administrator shall be the successor to the local board or local superintendent on any contract with employees resulting from collective bargaining."

AMENDMENT NO. 3

On page 5, line 24 after "(4)" delete "The" and insert "(a) Subject to the provisions of Subparagraph (b) of this Paragraph, the"

AMENDMENT NO. 4

On page 5, between lines 27 and 28, insert the following:
"(b) The authority of the administrator, as provided in Subparagraph (a) of this Paragraphs, shall be exercised subject to the provisions of any contract with employees resulting from collective bargaining."

On motion of Senator Ullo, the amendments were adopted.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed Senate Bill No. 312 by Senator Ullo

AMENDMENT NO.1

On page 2, line 9, after "board" insert ", except one that has entered into a signed contractual agreement and memorandum of understanding approved by the state superintendent of education with an entity for the purpose of restoring financial stability."

On motion of Senator Ullo, the amendments were adopted.

On motion of Senator Ullo, the amended bill was read by title and returned to the Calendar, subject to call.

Senator Ellington in the Chair

Rules Suspended

Senator Jones asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Jones asked that Senate Bill No. 328 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 328—

BY SENATOR JONES

AN ACT

To enact R.S. 33:2740.51(M), (N), (O), and (P), and to repeal R.S. 33:2740.51(H), relative to the Southside Economic Development District of the City of Monroe; to provide the board the authority for tax financing by the district; to provide for its termination; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Bajoie	Fields	Marionneaux
Boasso	Gautreaux B	McPherson
Broome	Gautreaux N	Murray
Cheek	Heitmeier	Nevers
Cravins	Hollis	Shepherd
Duplessis	Jackson	Theunissen
Dupre	Jones	Ullo
Total - 24		

NAYS

Amedee	Dardenne	Schedler
Barham	Fontenot	Smith
Total - 6		

ABSENT

Adley	Kostelka	Mount
Cain	Lentini	Romero
Chaisson	Michot	
Total - 8		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senate Concurrent Resolutions Returned from the House of Representatives with Amendments

The following Senate Concurrent Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 36— BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and adopt a Minimum Foundation Program Formula that provides for the reallocation of the amount of state funds attributable to a secondary school student who is enrolled in a technical college from the city, parish, or other local public school system where the student attends to the technical college in which he is enrolled.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original Senate Concurrent Resolution No. 36 by Senator Adley

AMENDMENT NO. 1

On page 1, line 3, after "adopt a" and before "that" change "Minimum Foundation Program Formula" to "minimum foundation program formula"

AMENDMENT NO. 2

On page 2, line 17, after "adopt a" and before "that" change "Minimum Foundation Program Formula" to "minimum foundation program formula"

Senator Adley moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Romero
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by

which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 48—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals study the process of assigning persons with developmental disabilities statewide.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Concurrent Resolution No. 48 by Senator Jones

AMENDMENT NO. 1

On page 2, line 1, change "within Region 8" to "statewide"

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Heitmeier	Romero
Total - 3		

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To create and provide with respect to a task force to study and make recommendations with respect to the feasibility of Louisiana joining the Nurse Licensure Compact.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Concurrent Resolution No. 64 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 6, delete "following;" and insert "members of the Nursing Supply and Demand Commission."

AMENDMENT NO. 2

On page 2, delete lines 7 through 30 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Concurrent Resolution No. 64 by Senator Schedler

AMENDMENT NO. 1

On page 3, delete lines 1 through 3 and insert in lieu thereof:

"BE IT FURTHER RESOLVED that the task force may solicit the input and advice of the chairman of the Senate Committee on Health and Welfare and the chairman of the House Committee on Health and Welfare, or their designees."

Senator Schedler moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Uilo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Romero
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator Schedler moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To re-authorize and provide with respect to the Louisiana Public Mental Health Review Commission.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Concurrent Resolution No. 65 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, change "re-authorize" to "continue"

AMENDMENT NO. 2

On page 1, line 7, change "71" to "82"

AMENDMENT NO. 3

On page 1, line 8, delete "purpose of this commission is to study" and insert in lieu thereof "commission was charged with studying"

AMENDMENT NO. 4

On page 1, line 11, delete "since 1999" and after "evaluate" and before "public" delete "the"

AMENDMENT NO. 5

On page 1, line 12, change "health system" to "health systems" and after "restructuring" and before "system" change "the" to "a"

AMENDMENT NO. 6

On page 1, line 16, delete "more"

AMENDMENT NO. 7

On page 1, delete line 18 in its entirety

AMENDMENT NO. 8

On page 2, delete lines 1 through 4 in their entirety

AMENDMENT NO. 9

On page 2, line 5, change "understands that the system" to "has determined that the mental health system"

AMENDMENT NO. 10

On page 2, line 7, change "is in need of" to "needs" and at the end of the line delete "the"

AMENDMENT NO. 11

On page 2, line 8, change "determination and to adopt final" to "its studies before making final" and at the end of the line delete "that" and insert in lieu thereof a period "."

AMENDMENT NO. 12

On page 2, delete line 9 in its entirety

AMENDMENT NO. 13

On page 2, delete lines 12 through 30 in their entirety and insert in lieu thereof:

"BE IT FURTHER RESOLVED that the commission shall be comprised of the same membership set forth in Senate Concurrent Resolution No. 82 of the 2004 Regular Session of the Legislature, with the addition of the following:

(1) A representative of the Department of Public Safety and Corrections, office of youth services.

(2) A representative of the Louisiana State University Health Sciences Center-Shreveport.

(3) A representative of the Louisiana State University Health Sciences Center-New Orleans.

(4) A representative of the Metropolitan Area Human Services Authority.

(5) A representative of the Louisiana Academy of Medical Psychologists."

AMENDMENT NO. 14

On page 3, delete lines 1 through 30 in their entirety

AMENDMENT NO. 15

On page 4, delete lines 1 through 13 in their entirety

AMENDMENT NO. 16

On page 4, delete lines 17 through 19 in their entirety

AMENDMENT NO. 17

On page 4, line 26, after "Legislature" delete the period "." and insert in lieu thereof:

", and such report shall include recommendations and an action plan to accomplish the following:

(1) Establish effective, collaborative discharge planning from institutions, including correctional facilities, for persons with persistent mental illness, in a manner which fully utilizes state dollars by combining them with federal and local funds.

(2) Increase the number of federally qualified health clinics providing mental health services.

(3) Address the number of persons with mental illness using emergency room services.

(4) Implement fully the intended provisions of the Early and Periodic Screening, Diagnosis and Treatment program, including the establishment of a viable mental health screening tool.

BE IT FURTHER RESOLVED that the report shall address other issues identified by the commission, and the commission may invite nonmember organizations or individuals to address particular issues.

BE IT FURTHER RESOLVED that the commission shall begin implementation of the action plan when feasible."

Senator Schedler moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Dupre	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Duplessis	Romero
Total - 3		

The Chair declared the amendments proposed by the House were concurred in. Senator Schedler moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senate Resolutions on Second Reading Reported by Committees

The following Senate Resolutions reported by Committees were taken up and acted upon as follows:

SENATE RESOLUTION NO. 110— BY SENATOR SMITH

A RESOLUTION

To direct the Louisiana Department of Transportation and Development to study and provide a report to the Senate Committee on Transportation, Highways and Public Works on the provision of driveway access to certain property located in Natchitoches.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. On motion of Senator Smith, the resolution was adopted.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

RETIREMENT

Senator B. Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

June 13, 2005

To the President and Members of the Senate:

I am directed by your Committee on Retirement to submit the following report:

HOUSE BILL NO. 380—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:266.1(B), (D), and (E), relative to investments of state retirement systems; to provide for investments through Louisiana incorporated and domiciled broker-dealers; to specify that ten percent of all commissions of trades of domestic equity and fixed income investments shall be directed through broker-dealers incorporated, domiciled, or having their principal trading operations in Louisiana; to require the broker-dealers to enter into commission recapture agreements with the systems; to change the date on which the pilot program ends; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 478—

BY REPRESENTATIVE HEATON

AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide a two percent cost-of-living adjustment for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 519—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 11:82(A)(8), relative to ad valorem tax contributions for the Teachers' Retirement System of Louisiana; to provide for allocation of the ad valorem taxes remitted from the parish of East Baton Rouge and dedicated to the system; to provide for the division of the taxes among the school systems located completely within the parish; to require the school boards to file a formula for calculation of this division with the retirement system and the parish assessor; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 682—

BY REPRESENTATIVE GEYMAN

AN ACT

To amend and reenact R.S. 11:103(A), (B)(1), and (C), and to enact R.S. 11:103(E) and 108, relative to statewide retirement systems; to provide for contributions; to provide for actuarial soundness and funding of the systems; to provide for a funding review panel; to provide relative to actuarial assumptions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 724—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 11:701(33)(a)(ii) and (b)(ii) and to enact R.S. 11:411(6), relative to membership in the Louisiana State Employees' Retirement System and the Teachers' Retirement

System of Louisiana; to provide for membership eligibility; to provide for definitions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
D.A. "BUTCH" GAUTREAUX
Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Heitmeier, Chairman on behalf of the Committee on Finance, submitted the following report:

June 13, 2005

To the President and Members of the Senate:

I am directed by your Committee on Finance to submit the following report:

SENATE BILL NO. 318—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 14:403.3(D) and R.S. 15:538(D)(2), (3), (4), and (5), 541(14.1) and 542.1(L)(2), and to enact R.S. 14:403(E) and R.S. 15:538(D)(6) and (E), (F), and (G), 542(G) and (H), 542.1(N) and 549(H) and Chapter 24-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2525, relative to criminal offenses against persons; to provide for false reports or communications concerning the Amber Alert System; to require the Department of Public Safety and Corrections or the Louisiana Bureau of Criminal Identification and Information to approve the residence location and living arrangements of the sexual offender; to provide for the definition of sex offense; to provide for additional conditions of probation and parole in certain cases; to provide for verification of sexual offender registration; to provide that it is a criminal offense to hide or harbor a sex offender, child predator, or sexually violent predator, or to fail to notify or to provide false information about such offender or predator to law enforcement officials; to provide for penalties; to provide for notification requirements for child predators or sexually violent predators; to provide for a pre-Amber Alert action plan; to provide for the use of certain technology; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 224—
BY REPRESENTATIVE DARTEZ

AN ACT

To amend and reenact R.S. 49:259(B) and (C), relative to state funds; to increase the balance in the Department of Justice Legal Support Fund dedicated to support certain expenses of the Department of Justice; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 238—
BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:650(A)(2) and to enact R.S. 56:650(C), relative to the Lifetime License Endowment Fund; to provide for deposit of revenues to the fund; to provide relative to investment of the monies in the fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 244—

BY REPRESENTATIVES WALSWORTH AND LAMBERT
AN ACT

To enact R.S. 40:1394.1, relative to state police; to provide for a report of salary schedules for troopers and officers of the division of state police; to require that the report be submitted to the governor, the commissioner of administration, and members of the legislature through the speaker of the House of Representatives and the president of the Senate; to provide for the scope of the annual salary schedule report; to provide for procedures for review of said salary schedule; to provide for the implementation of recommendations concerning such schedule; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 295—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 13:961(F)(1)(o), relative to court reporter fees in the Thirty-Ninth Judicial District Court; to authorize the judges to establish fees per page and copy for reported and transcribed testimony not to exceed a specified amount; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 387—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 38:2325(A)(16), 2327.2, and 2327.3, relative to establishing a law enforcement division for the Sabine River Authority; to authorize the board of commissioners of the Sabine River Authority to employ law enforcement officers; to provide for the qualification, responsibilities, and duties of such law enforcement officers; to require law enforcement officers to execute a bond; to require the purchase of certain equipment and supplies; to provide relative to violation of certain rules and regulations; to provide relative to penalties for violations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 505—

BY REPRESENTATIVES JACK SMITH AND HUTTER
AN ACT

To amend and reenact R.S. 39:32.1(E) and (F) and to enact R.S. 17:3129(F), relative to higher education; to provide relative to budget requests for higher education agencies; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 560—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND HAMMETT
AND SENATORS HINES, BAJOLE, HEITMEIER, AND MOUNT
AN ACT

To amend and reenact R.S. 39:2(23) and (24) and 36(A), relative to the state budget and budget process; to provide for the executive budget; to modify certain definitions; to provide with respect to the contents and format of the executive budget; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 562—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 36:704(B) and (D) and R.S. 49:257, relative to state agencies; to authorize the attorney general to collect debts of state agencies in certain circumstances; to create the Department of Justice Debt Collection Fund as a special fund in the state treasury; to provide for the deposit, uses, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 628—

BY REPRESENTATIVES QUEZAIRE, GLOVER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BEARD, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CRAVINS, CURTIS, DAMICO, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, FARRAR, FAUCHEUX, FRITH, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, KATZ, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LANCASTER, MARCHAND, MARTINY, MCVEA, MORRELL, PIERRE, PITRE, T. POWELL, RICHMOND, RITCHIE, SALTER, SCALISE, SMILEY, GARY SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, WADDELL, WHITE, WOOTON, AND WRIGHT

AN ACT

To enact Chapter 20 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2001 through 2008, and R.S. 51:931, relative to state procurement and public contracts; to create the Louisiana Initiative for Small Entrepreneurships (the Hudson Initiative); to provide definitions; to provide for certain source selection criteria, contract requirements, and goals with respect to certain procurements and public contracts; to provide for responsibilities of the commissioner of administration and state agencies with respect to the initiative; to provide for eligibility requirements for participation in the initiative; to provide for certification of certain businesses; to provide for reporting; to provide for rulemaking; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 715—

BY REPRESENTATIVES HOPKINS, SALTER, AND JOHNS

AN ACT

To authorize the state of Louisiana to forgive certain debt due to the state from the Sabine River Authority; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Heitmeier asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 318—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 14:403.3(D) and R.S. 15:538(D)(2), (3), (4), and (5), 541(14.1) and 542.1(L)(2), and to enact R.S. 14:403(E) and R.S. 15:538(D)(6) and (E), (F), and (G), 542(G) and (H), 542.1(N) and 549(H) and Chapter 24-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2525, relative to criminal offenses against persons; to provide for false reports or communications concerning the Amber Alert System; to require the Department of Public Safety and Corrections or the Louisiana Bureau of Criminal Identification and Information to approve the residence location and living arrangements of the sexual offender; to provide for the definition of sex offense; to provide for additional conditions of probation and parole in certain cases; to provide for verification of sexual offender registration; to provide that it is a criminal offense to hide or harbor a sex offender, child predator, or sexually violent predator, or to fail to notify or to provide false information about such offender or predator to law enforcement officials; to provide for penalties; to provide for notification requirements for child predators or sexually violent predators; to provide for a pre-Amber Alert action plan; to provide for the use of certain technology; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 318 by Senator Jones

AMENDMENT NO. 1

On page 6, at the end of line 3, insert "The provisions of this Subsection shall be implemented provided funding is available."

AMENDMENT NO. 2

On page 6, line 28, change "notification." to "notification, provided funding is available."

AMENDMENT NO. 3

On page 8, at the end of line 7, insert "The provisions of this Paragraph shall be implemented provided funding is available."

On motion of Senator Heitmeier, the committee amendment was adopted. The amended bill was read by title and ordered reengrossed and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Heitmeier asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 224—

BY REPRESENTATIVE DARTEZ

AN ACT

To amend and reenact R.S. 49:259(B) and (C), relative to state funds; to increase the balance in the Department of Justice Legal Support Fund dedicated to support certain expenses of the Department of Justice; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 224 by Representative Dartez

AMENDMENT NO. 1

On page 1, line 15, change "However, the" to "~~However, the~~ The"

AMENDMENT NO. 2

On page 1, line 16, change "total of such deposits into" to "~~total of such deposits into~~ balance of"

AMENDMENT NO. 3

On page 1, line 17, change "in any fiscal year" to "~~in any fiscal year~~"

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 238—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:650(A)(2) and to enact R.S. 56:650(C), relative to the Lifetime License Endowment Fund; to provide for deposit of revenues to the fund; to provide relative to investment of the monies in the fund; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 244—BY REPRESENTATIVES WALSWORTH AND LAMBERT
AN ACT

To enact R.S. 40:1394.1, relative to state police; to provide for a report of salary schedules for troopers and officers of the division of state police; to require that the report be submitted to the governor, the commissioner of administration, and members of the legislature through the speaker of the House of Representatives and the president of the Senate; to provide for the scope of the annual salary schedule report; to provide for procedures for review of said salary schedule; to provide for the implementation of recommendations concerning such schedule; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 295—BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 13:961(F)(1)(o), relative to court reporter fees in the Thirty-Ninth Judicial District Court; to authorize the judges to establish fees per page and copy for reported and transcribed testimony not to exceed a specified amount; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 380—BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:266.1(B), (D), and (E), relative to investments of state retirement systems; to provide for investments through Louisiana incorporated and domiciled broker-dealers; to specify that ten percent of all commissions of trades of domestic equity and fixed income investments shall be directed through broker-dealers incorporated, domiciled, or having their principal trading operations in Louisiana; to require the broker-dealers to enter into commission recapture agreements with the systems; to change the date on which the pilot program ends; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 387—BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 38:2325(A)(16), 2327.2, and 2327.3, relative to establishing a law enforcement division for the Sabine River Authority; to authorize the board of commissioners of the Sabine River Authority to employ law enforcement officers; to provide for the qualification, responsibilities, and duties of such law enforcement officers; to require law enforcement officers to execute a bond; to require the purchase of certain equipment and supplies; to provide relative to violation of certain rules and regulations; to provide relative to penalties for violations; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 387 by Representative Salter

AMENDMENT NO. 1

On page 3, between lines 14 and 15, insert the following:
"F. The provisions of this Section shall be implemented provided funding is available."

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 478—BY REPRESENTATIVE HEATON
AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide a two percent cost-of-living adjustment for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 478 by Representative Heaton

AMENDMENT NO. 1

On page 1, line 14, delete "justice or judge or the"

On motion of Senator B. Gautreaux, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 505—BY REPRESENTATIVES JACK SMITH AND HUTTER
AN ACT

To amend and reenact R.S. 39:32.1(E) and (F) and to enact R.S. 17:3129(F), relative to higher education; to provide relative to budget requests for higher education agencies; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 505 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 4, after "agencies;" insert "to provide for implementation;"

AMENDMENT NO. 2

On page 1, line 18, change "E." to "E.(1)"

AMENDMENT NO. 3

On page 2, line 1, after "include funding" and before "for all" insert "requests"

AMENDMENT NO. 4

On page 2, line 2, change "Funding for all" to "(2) All"

AMENDMENT NO. 5

On page 2, line 3, after "colleges" delete ", which"

AMENDMENT NO. 6

On page 2, at the end of line 4, change the comma "," to a period "."

AMENDMENT NO. 7

On page 2, delete lines 5 and 6, and insert "Implementation of the provisions of this Paragraph shall be subject to the appropriation of funds for this purpose."

AMENDMENT NO. 8

On page 2, line 7, change "the amount of three million dollars. These" to "Such"

AMENDMENT NO. 9

June 13, 2005

On page 2, at the end of line 10, insert "Prior to the expenditure of these funds, the Louisiana Community and Technical College System shall submit a detailed expenditure plan for review and approval each fiscal year to the Joint Legislative Committee on the Budget."

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 519—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 11:82(A)(8), relative to ad valorem tax contributions for the Teachers' Retirement System of Louisiana; to provide for allocation of the ad valorem taxes remitted from the parish of East Baton Rouge and dedicated to the system; to provide for the division of the taxes among the school systems located completely within the parish; to require the school boards to file a formula for calculation of this division with the retirement system and the parish assessor; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 560—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND HAMMETT AND SENATORS HINES, BAIJOIE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 39:2(23) and (24) and 36(A), relative to the state budget and budget process; to provide for the executive budget; to modify certain definitions; to provide with respect to the contents and format of the executive budget; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 562—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 36:704(B) and (D) and R.S. 49:257, relative to state agencies; to authorize the attorney general to collect debts of state agencies in certain circumstances; to create the Department of Justice Debt Collection Fund as a special fund in the state treasury; to provide for the deposit, uses, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 628—

BY REPRESENTATIVES QUEZAIRE, GLOVER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BEARD, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CRAVINS, CURTIS, DAMICO, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, FARRAR, FAUCHEUX, FRITH, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, KATZ, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LANCASTER, MARCHAND, MARTINY, MCVEA, MORRELL, PIERRE, PITRE, T. POWELL, RICHMOND, RITCHIE, SALTER, SCALISE, SMILEY, GARY SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, WADDELL, WHITE, WOOTON, AND WRIGHT

AN ACT

To enact Chapter 20 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2001 through 2008, and R.S. 51:931, relative to state procurement and public contracts; to create the Louisiana Initiative for Small Entrepreneurships (the Hudson Initiative); to provide definitions; to provide for certain source selection criteria, contract requirements, and goals with respect to certain procurements and public contracts; to provide for responsibilities of the commissioner of administration and

state agencies with respect to the initiative; to provide for eligibility requirements for participation in the initiative; to provide for certification of certain businesses; to provide for reporting; to provide for rulemaking; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 628 by Representative Quezaire

AMENDMENT NO.1

On page 5, line 28, change "one hundred" to "twenty-five full-time"

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 682—

BY REPRESENTATIVE GEYMAN

AN ACT

To amend and reenact R.S. 11:103(A), (B)(1), and (C), and to enact R.S. 11:103(E) and 108, relative to statewide retirement systems; to provide for contributions; to provide for actuarial soundness and funding of the systems; to provide for a funding review panel; to provide relative to actuarial assumptions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 682 by Representative Geymann

AMENDMENT NO.1

On page 4, line 14, delete "Louisiana" and insert in lieu thereof "state organizations who are affiliated with the International"

On motion of Senator B. Gautreaux, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 715—

BY REPRESENTATIVES HOPKINS, SALTER, AND JOHNS

AN ACT

To authorize the state of Louisiana to forgive certain debt due to the state from the Sabine River Authority; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 724—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 11:701(33)(a)(ii) and (b)(ii) and to enact R.S. 11:411(6), relative to membership in the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide for membership eligibility; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 724 by Representative Erdey

AMENDMENT NO.1

On page 1, at the end of line 17, insert "Such person shall be classified as an employee of an Office of Group Benefits participating employer and not as a retiree pursuant to R.S. 42:808(A)(2)."

On motion of Senator B. Gautreaux, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 311—

BY SENATOR BOASSO AND REPRESENTATIVE TUCKER
AN ACT

To enact Chapter 12-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1370 through 1377, all relative to waterways infrastructure and development; to create the Louisiana Waterways Infrastructure and Development Fund and the Louisiana Waterways Infrastructure Development Bank; to provide funding for waterways and infrastructure development from various sources; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Boasso moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Uilo
Duplessis	Malone	
Dupre	Marionneaux	

Total - 37

NAYS

Total - 0

ABSENT

Chaisson

Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Boasso moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Bajoie asked that Senate Bill No. 197 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 197—

BY SENATOR BAJOIE

AN ACT

To enact R.S. 18:1363(G), relative to voting, voting machines, and equipment; to provide for the allocation of additional voting machines and commissioners in case of overcrowded precincts; and to provide for related matters.

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed Senate Bill No. 197 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 2, between "18:" and "1363(G)" insert "425(3) and" and change "voting" to "election officials and" and delete ", and equipment"

AMENDMENT NO. 2

On page 1, line 3, change "voting machines and commissioners" to "commissioners and voting machines"

AMENDMENT NO. 3

On page 1, line 4, between "precincts;" and "and" insert "to provide for an effective date;"

AMENDMENT NO. 4

On page 1, line 6, change "1363(G) is" to "425(3) and 1363(G) are"

AMENDMENT NO. 5

On page 1, between lines 6 and 7, insert the following:

"§425. Commissioners

* * *

"(3) The parish board of election supervisors may submit a written request to the secretary of state, on or before the twenty-third day prior to an election, for additional commissioners due to overcrowded precincts. The written request shall include a justification for the additional commissioners. If the secretary of state determines that the written request is justified, he may allocate additional commissioners.

* * *

AMENDMENT NO. 6

On page 1, delete lines 9 through 13 in their entirety and insert in lieu thereof:

"G. The parish board of election supervisors may submit a written request to the secretary of state, on or before the twenty-third day prior to an election, for additional voting machines due to overcrowded precincts. The written request shall include a justification for the additional voting machines. If the secretary of state determines that the written request is justified, he may allocate additional voting machines."

AMENDMENT NO. 7

On page 1, after line 13, insert the following:

"Section 2. This Act shall become effective on January 1, 2006; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2006, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Bajoie, the amendments were adopted.

The bill was read by title. Senator Bajoie moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Barham	Chaisson
Boasso	Kostelka
Total - 4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Motion to Make Special Order

Senator Mount asked for and obtained a suspension of the rules for the purpose of making House Bill No. 775, which is on Third Reading and Final Passage, Special Order of the Day No. 2 on Tuesday, June 14, 2005, immediately following the Morning Hour.

Senator Fontenot in the Chair

**House Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 84—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 46:2134(G), relative to domestic abuse assistance; to provide for the payment of costs; and to provide for related matters.

The bill was read by title. Senator Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux B	Michot
Barham	Gautreaux N	Mount
Boasso	Heitmeier	Murray
Cain	Hollis	Nevers
Cheek	Jackson	Romero
Dardenne	Jones	Smith

Duplessis
Dupre
Total - 33

Kostelka
Lentini

Theunissen
Ullo

NAYS

Total - 0

ABSENT

Broome	Cravins	Shepherd
Chaisson	Schedler	
Total - 5		

The Chair declared the bill was passed. The title was read and adopted. Senator Marionneaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 194—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 33:1423.1, relative to the collection and disposition of bonds, fines, fees, licenses, and taxes; to provide that the sheriff may retain private attorney and assess attorney fees and expenses to affected tax recipient bodies; and to provide for related matters.

The bill was read by title. Senator Amedee moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Shepherd
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Amedee moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 209—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 37:1432(A) and to enact R.S. 37:1455(A)(35), relative to the Louisiana Real Estate Commission; to provide for commission members; to add misleading advertising as a cause for censure, suspension, or revocation of license; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Chaisson	Shepherd
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Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 226—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Articles 592(A)(3)(b), 1917, 2031(A), and 2083, relative to civil procedure; to provide for the continuous revision of the Code of Civil Procedure as required by R.S. 24:251; to provide for written reasons for judgment and findings of fact in class action certifications and for appeal therefrom; to provide for the commencement of the time period in which to request the court to give findings of fact and written reasons for judgment in a nonjury trial; to provide for the interruption of prescription with the filing of a motion to revive a judgment; to provide for appeal of interlocutory judgments; and to provide for related matters.

The bill was read by title. Senator Fields moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Boasso	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Cheek	Hollis	Romero
Cravins	Jackson	Schedler
Dardenne	Jones	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 33

NAYS

Total - 0

ABSENT

Bajoie	Chaisson	Shepherd
Barham	Kostelka	

Total - 5

The Chair declared the bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 255—

BY REPRESENTATIVE ANSARDI

AN ACT

To repeal Part VIII of Chapter 2 of Subtitle IV of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:3251 through 3267, to repeal provisions relative to the Firemen's Pension and Relief Fund for the city of Kenner; to provide for disposition of monies remaining to the credit of the fund; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 260—

BY REPRESENTATIVE HUNTER

AN ACT

To enact Code of Civil Procedure Article 2904, relative to testaments; to provide for the videotaping of the execution and reading of testaments; to provide for the admissibility of a videotape; to provide for the definition of "videotape"; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Dupre	Malone	

Total - 34

NAYS

Total - 0

ABSENT

Bajoie	Schedler
Chaisson	Shepherd

Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 261—

BY REPRESENTATIVE HUNTER

AN ACT

To enact Children's Code Article 1004(H), relative to termination of parental rights; to authorize termination by any interested person under certain circumstances; to provide for procedures; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Schedler	Shepherd
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 318—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact Code of Civil Procedure Article 2293(B), relative to notice of seizure of property; to provide for giving additional notice of seizure to occupants and tenants; to provide relative to the validity of the sheriff's sale for failure to serve additional notices; to provide for an optional method of giving notice when the property consists of more than ten units; to provide for filing of an affidavit in the foreclosure proceeding records and the effect thereof; to provide for the inapplicability of additional notice provisions to certain property; to provide for the validity of foreclosure proceedings deemed not in compliance with Act No. 877 of the 2004 Regular Session; and to provide for related matters.

The bill was read by title. Senator Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Bajoie	Fields	McPherson
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Romero
Cheek	Hollis	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Chaisson	Nevers	Shepherd
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Kostelka
Total - 5

Schedler

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 341—

BY REPRESENTATIVES WINSTON, BURNS, DURAND, GRAY, E. GUILLORY, KATZ, McDONALD, AND WADDELL
AN ACT

To enact Chapter 9-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1001 through 1002, relative to foster children; to provide vocational testing and counseling for children in foster care; to provide for the duties of the office of community services; and to provide for related matters.

The bill was read by title. Senator Nevers moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Chaisson	Jackson
Fontenot	Schedler
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 351—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 26:90(A)(1)(b) and 286(A)(1)(b), relative to identification to be accepted to sell alcoholic beverages upon a licensed premise; to delete provisions requiring that if a duplicate driver's license is submitted, additional information must be provided; to provide that a duplicate driver's license shall be considered as lawful identification; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot

June 13, 2005

Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Smith
Cheek	Jackson	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Chaisson	Schedler
Jones	Shepherd
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 363—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 35:191(N), relative to notaries public; to provide for reciprocal notarial authority in the parishes of Iberville, Ascension, East Baton Rouge, East Feliciana, Livingston, Point Coupee, West Baton Rouge, and West Feliciana; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Smith
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Dardenne	Kostelka	
Duplessis	Lentini	
Total - 34		

NAYS

Total - 0

ABSENT

Chaisson	Schedler
Malone	Shepherd
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

HOUSE BILL NO. 445—

BY REPRESENTATIVE WINSTON AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 46:52.1(C)(1)(introductory paragraph) and (2), relative to "No Wrong Door"; to provide for the implementation of an integrated case management model; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Schedler
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 446—

BY REPRESENTATIVE TRAHAN
AN ACT

To enact R.S. 6:1094(B) and to repeal R.S. 6:1087(B)(10), relative to residential mortgage lending; to provide for licensure; to provide examination requirements; to establish licensure exemptions; to repeal the requirement of commissioner approval for persons engaging in no more than four residential mortgage lending transactions in a calendar year; to eliminate the licensure exemption for persons engaging in no more than four residential mortgage lending transactions in a calendar year; and to provide for related matters.

The bill was read by title. Senator N. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Shepherd
Cravins	Jones	Smith

June 13, 2005

Dardenne
Duplessis
Total - 36

Kostelka
Lentini

Theunissen
Ullo

NAYS

Total - 0

ABSENT

Chaisson
Total - 2

Schedler

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Cain asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 446. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 496—

BY REPRESENTATIVES MCDONALD, WALSWORTH, SCALISE, AND THOMPSON

AN ACT

To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.51 through 9039.56, relative to the creation of the Northeast Louisiana Film Commission; to create the Northeast Louisiana Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to provide for an executive director; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

The bill was read by title. Senator Barham moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Barham
Boasso
Broome
Cain
Cheek
Cravins
Dardenne
Dupre
Ellington
Total - 34

Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Kostelka
Lentini
Malone
Marionneaux

McPherson
Michot
Mount
Murray
Nevers
Romero
Shepherd
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Bajoie
Chaisson
Total - 4

Duplessis
Schedler

The Chair declared the bill was passed. The title was read and adopted. Senator Barham moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 528—

BY REPRESENTATIVES DOERGE, ALARIO, DORSEY, HAMMETT, SALTER, AND BRUCE AND SENATORS BAJOE AND HINES

AN ACT

To enact R.S. 40:2006(E)(2)(m) through (u), and Part II-D, Part II-E, and Part II-F all of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.1 through 2120.7, R.S. 40:2120.11 through 2120.16, and R.S. 40:2120.21 through 2120.26, respectively and to repeal R.S. 28:420 through 427, R.S. 40:2006(A)(2)(p) and (B)(2)(h), R.S. 46:1971 through 1980, and R.S. 46:2682 through 2683 and 2685, relative to personal care attendant services, respite care services, supervised independent living services, adult day care services and family support services; to transfer authority to license such services from the Department of Social Services to the Department of Health and Hospitals; to provide for licensing fees for such services; to provide for definitions; and to provide for related matters.

The bill was read by title. Senator Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Barham
Boasso
Broome
Cain
Cheek
Cravins
Dardenne
Dupre
Ellington
Total - 34

Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Kostelka
Lentini
Malone
Marionneaux

McPherson
Michot
Mount
Murray
Nevers
Romero
Shepherd
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Bajoie
Chaisson
Total - 4

Duplessis
Schedler

The Chair declared the bill was passed. The title was read and adopted. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 538—

BY REPRESENTATIVES MCVEA, BOWLER, ANSARDI, LABRUZZO, SCALISE, AND WINSTON

AN ACT

To enact R.S. 28:382.2 and to repeal R.S. 28:382.1, relative to the local governance of human services delivery; to provide a statewide human services and accountability framework for the system delivery of mental health, developmental disabilities, and addictive disorders services; to establish the Human Services Interagency Council; to provide for the planning, monitoring, and coordination of the statewide framework; to ensure accountability, policy setting, coordination, and monitoring of human services delivery at the state and local level; and to provide for related matters.

The bill was read by title. Senator Dardenne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Dupre	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Duplessis	Schedler
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 552—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact Part IV-C of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.41 through 1730.48, and to repeal Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1730.21 through 1730.32, relative to the state fire marshal; to provide for the Commercial Building Energy Conservation Code; to provide for definitions; to provide for adoption of code; to provide for enforcement and rules; to provide for amendments and revisions to the code; to provide for fees; to provide for training and technical assistance; to repeal existing provisions; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Shepherd
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Lentini	Schedler
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Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 554—

BY REPRESENTATIVE BAYLOR

AN ACT

To enact R.S. 37:575(B)(10), relative to the Board of Cosmetology; to provide for authority to contract with respect to immovable property; to provide for authority to borrow funds; to provide for authority to retain revenue upon sale of property; and to provide for related matters.

The bill was read by title. Senator Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Chaisson	Malone
Duplessis	Schedler
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 700—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 22:1800(5), relative to vehicle mechanical breakdown insurance; to provide for coverage; to provide for customer assistance and services; and to provide for related matters.

The bill was read by title. Senator Broome moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero

Cain
Cheek
Cravins
Dardenne
Dupre
Total - 34

Jackson
Jones
Kostelka
Lentini
Malone

Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Chaisson
Duplessis
Total - 4

Schedler
Shepherd

The Chair declared the bill was passed. The title was read and adopted. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 733—

BY REPRESENTATIVE DANIEL AND SENATOR FIELDS
AN ACT

To amend and reenact R.S. 13:992.1(C)(1) and to enact R.S. 13:992.1(C)(6), relative to the dedication of judicial building funds of certain district courts; to provide relative to financing the construction of a new courthouse in the Nineteenth Judicial District; and to provide for related matters.

The bill was read by title. Senator Fields moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Broome
Cain
Cheek
Cravins
Dardenne
Dupre
Total - 36

Ellington
Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Kostelka
Lentini
Malone

Marionneaux
McPherson
Michot
Mount
Murray
Nevers
Romero
Schedler
Shepherd
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Chaisson
Total - 2

Duplessis

The Chair declared the bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 738—

BY REPRESENTATIVES M. GUILLORY AND PINAC
AN ACT

To amend and reenact R.S. 9:3515(A)(1) and to enact R.S. 9:3516(38), relative to the Louisiana Consumer Credit Law; to provide for home protection plans; to provide for a definition; and to provide for related matters.

The bill was read by title. Senator Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Broome
Cain
Cheek
Cravins
Dardenne
Dupre
Total - 36

Ellington
Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Kostelka
Lentini
Malone

Marionneaux
McPherson
Michot
Mount
Murray
Nevers
Romero
Schedler
Shepherd
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Chaisson
Total - 2

Duplessis

The Chair declared the bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 750—

BY REPRESENTATIVE HUTTER

AN ACT

To enact Code of Civil Procedure Article 4921.1, relative to justice of the peace courts, to provide for the prosecution or defense of actions; to provide for scheduling matters for trial; to provide for abandonment; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 771—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 40:1484.2(8) and to enact R.S. 40:1484.9(E) and 1484.14, relative to air-supported structures; to provide for the definition of operator; to provide that certain provisions of law shall apply to operators of air-supported structures; to require operators of such structures to maintain minimum liability insurance or bond; to require that operators of air-supported structures report such purchases to the assistant secretary; to provide that the assistant secretary maintain a record of reported purchases; to provide penalties for an operator's failure to report; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 779—

BY REPRESENTATIVES MCVEA AND MCDONALD

AN ACT

To enact R.S. 32:867, relative to compulsory motor vehicle liability insurance; to provide for applicability; to provide for privately owned parking lots; and to provide for related matters.

Floor Amendments Sent Up

Senator Fields sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Engrossed House Bill No. 779 by Representative McVea

June 13, 2005

AMENDMENT NO.1

On page 1, after line 9, insert the following:

"C. The provisions of this Part shall not apply to any legally parked vehicle."

On motion of Senator Fields, the amendments were adopted.

The bill was read by title. Senator Ellington moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Shepherd
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Lentini	Schedler
Total - 3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 848—

BY REPRESENTATIVE HONEY

AN ACT

To amend and reenact R.S. 40:1142(F), relative to certification fees assessed operators of water supply and sewerage systems; to provide for fees for examinations and issuance and renewals of certificates; and to provide for related matters.

The bill was read by title. Senator Broome moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Jones
Bajoie	Fields	Kostelka
Boasso	Fontenot	Malone
Broome	Gautreaux B	Murray
Cheek	Heitmeier	Romero
Cravins	Hollis	Theunissen
Dupre	Jackson	Ullo
Total - 21		

NAYS

Adley	Gautreaux N	Nevers
Amedee	Lentini	Shepherd
Barham	Marionneaux	Smith
Cain	Michot	
Dardenne	Mount	
Total - 13		

ABSENT

Chaisson	McPherson
Duplessis	Schedler
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 423—

BY REPRESENTATIVES BRUNEAU, LANCASTER, PITRE, JEFFERSON, LAFONTA, CAZAYOUX, AND FAUCHEUX

AN ACT

To amend and reenact R.S. 18:3(C), 110(B)(3), 115(F), 423(D), 462(B), 493, 533(D), 563(D) and (E), 566.2(B), 573(A)(3) and (D), 591, 601, 602(A), (B), (C), (E)(2)(a), and (F), 604(B)(1) and (2)(a), 621(A)(2), 1307(B)(2), (D), and (E), 1309(D)(1), 1311(D)(1), 1314, 1400.3(D)(1), and 1402(A), (B)(1), and (C) and to enact R.S. 18:502.1, 563(F), 1307(F), 1461(A)(23), and 1485(D), relative to the Election Code; to provide for the verification by registrars of voters of signatures on petitions; to provide relative to when a change in registration becomes effective after a voter changes his residence; to provide relative to the manner of qualifying for certain offices; to provide for students at an institution of higher learning outside of their parish of residence to register to vote absentee by mail and to vote as such without first appearing in the office of the registrar; to provide for a person who appears in the office of the registrar to establish his identity prior to the absentee in person voting period to vote absentee by mail; to provide relative to the personnel of certain parish boards of election supervisors; to specify the deadline for objections to candidacy; to provide relative to payment for use of private property as a polling place; to require the appropriate clerk of court to provide notice at the appropriate polling places of a candidate who has withdrawn but whose name appears on the ballot; to prohibit the use of certain electronic communication devices while voting and to exempt certain electronic communication devices used for assisted voting; to provide relative to the use of absentee commissioners or commissioners for the counting and tabulation of provisional ballots; to provide relative to the procedures for the opening and inspection of voting machines after the election; to provide relative to the deadlines for making appointments and issuing proclamations to fill vacancies in certain offices; to provide relative to selecting an election date for filling a vacancy in the office of constable or marshal; to provide relative to the deadline for submitting an application to vote by mail for certain hospitalized persons and the handling of such voters' absentee ballots; to provide relative to compensation of certain temporary employees in the registrars' offices; to provide relative to identification of voters who vote absentee in person; to provide relative to proper parties to objections to candidacy and election contests; to provide for an election offense relative to the untimely submission of voter registration applications; to provide relative to campaign finance filings submitted to the supervisory committee; and to provide for related matters.

On motion of Senator Murray, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 103—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 17:3048.1(A)(5), to permit use of Tuition Opportunity Program for Students Opportunity, Performance, and Honors Awards at certain out-of-state nonpublic colleges and universities; to provide conditions for and limitations on such use; to provide relative to award amounts; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed House Bill No. 103 by Representative Frith

AMENDMENT NO.1

On page 3, between lines 6 and 7, insert the following:

"(iv) The provisions of this Paragraph shall be in effect through the 2007-2008 school year and thereafter shall have no effect."

On motion of Senator Nevers, the amendments were adopted.

The bill was read by title. Senator B. Gautreaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Chaisson
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 124—

BY REPRESENTATIVES WOOTON AND DARTEZ AND SENATORS DUPRE AND B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:305(H) and to enact R.S. 56:302.3(B)(5)(c), relative to shrimp gear licenses; to provide for additional fees for such licenses; to provide relative to deposit and use of the revenues from such additional fees; and to provide for related matters.

Floor Amendments Sent Up

Senator Boasso sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boasso to Engrossed House Bill No. 124 by Representative Wooton

AMENDMENT NO.1

On page 2, after line 13, insert the following:

"Section 3. The provisions of this act amending R.S. 56:305(H), relative to the increased fees for commercial shrimping gear, shall cease to be effective on November 14, 2005, if the United States International Trade Commission rules that shrimp harvesters are not eligible for funds under the Continued Dumping and Subsidy Offset

Act of 2000, commonly called the "Byrd Amendment", or otherwise shall cease to be effective on November 14, 2007."

On motion of Senator Boasso, the amendments were adopted.

The bill was read by title. Senator Dupre moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Shepherd
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cain	Lentini
Chaisson	Schedler
Total - 4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 137—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 33:9091.1(F)(1) and (3), relative to the Lakeview Crime Prevention District; to provide for changing the amount and the term of the parcel fee levied for the district; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 205—

BY REPRESENTATIVE JEFFERSON

AN ACT

To enact R.S. 33:9091.9, relative to the Twinbrook Security District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

The bill was read by title. Senator Bajoie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray

Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Chaisson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 206—

BY REPRESENTATIVE JEFFERSON

AN ACT

To enact R.S. 33:9091.9, relative to the Touro Bouligny Security District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of taxes and for the use thereof; and to provide for related matters.

The bill was read by title. Senator Bajoie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Chaisson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 245—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 56:302.3(B)(1) and (C) and 305(B)(2) and (C)(1) and to enact R.S. 56:10(B)(1)(e) and (13), relative to providing additional funds for the enhancement of the crab fishery in Louisiana; to increase the fee for the purchase of crab gear licenses; to dedicate the revenues from such fee increase;

to create the Crab Promotion and Marketing Account in the Seafood Promotion and Marketing Fund; to create the Derelict Crab Trap Removal Program Account in the Conservation Fund; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Hollis	Romero
Broome	Jackson	Smith
Cheek	Jones	Theunissen
Duplessis	Malone	Ullo
Dupre	McPherson	
Ellington	Michot	
Total - 22		

NAYS

Boasso	Gautreaux B	Nevers
Cain	Gautreaux N	Schedler
Cravins	Heitmeier	Shepherd
Dardenne	Lentini	
Total - 11		

ABSENT

Adley	Chaisson	Marionneaux
Barham	Kostelka	
Total - 5		

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Dupre, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

HOUSE BILL NO. 269—

BY REPRESENTATIVE BAYLOR

AN ACT

To amend and reenact R.S. 2:135.1(B)(2)(b), relative to certain airport leases; to increase the maximum extension of the primary term of certain airport leases; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 280—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 38:2869, 2870(A)(7), and 2872, relative to the Claiborne Parish Watershed District; to provide relative to the powers and duties of the board of commissioners; to provide relative to contracts of the district; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

June 13, 2005

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Chaisson	Shepherd
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Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 349—

BY REPRESENTATIVE BOWLER

AN ACT

To authorize and provide for the lease or transfer of certain state property in Jefferson Parish to the Jefferson Parish School Board; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Shepherd

Total - 1

ABSENT

Chaisson	Cravins
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Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 376—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 33:7702, relative to waterworks districts; to provide relative to the procedures for consolidating certain waterworks districts in the parish of Sabine; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Bajoie	Chaisson
--------	----------

Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 379—

BY REPRESENTATIVE HUTTER

AN ACT

To enact Chapter 17-D of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:850.1, relative to St. Bernard Parish; to create the St. Bernard Parish Arts, Culture, and Entertainment District; to provide relative to the purpose, governance, powers, and duties of the district; to provide relative to district plans; and to provide for related matters.

The bill was read by title. Senator Boasso moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Chaisson	Lentini
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Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Boasso moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 426—

BY REPRESENTATIVE WALKER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 33:130.581(A), 130.582(A)(introductory paragraph), 130.583(introductory paragraph), (4), and (5), and 130.584(A) and (B)(introductory paragraph) and to enact R.S. 33:130.582(A)(9), (B)(3), and (D) and 130.585, relative to economic development in Avoyelles Parish; to create and provide for the Avoyelles Parish Economic Development District; to provide relative to the powers, duties, governing authority, and advisory board of the district; to provide relative to the Economic Development Board for the Parish of Avoyelles and its advisory board; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 515—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:136.1(D), relative to fees on state mineral leases; to increase the fee levied on mineral leases on state lands which is dedicated to the Conservation Fund; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers

Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	

Total - 35

NAYS

Total - 0

ABSENT

Amedee	Chaisson	Lentini
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Cain asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 515. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 535—

BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 56:305.6, relative to the moratorium on the issuance of commercial crab trap gear licenses; to authorize issuance of such licenses to certain persons; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 535 by Representative Triche

AMENDMENT NO.1

On page 1, delete lines 2 through 4, and insert "To repeal R.S. 56:305.6, relative to the moratorium on the issuance of commercial crab trap gear licenses; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 6 through 13, and insert "Section 1. R.S. 56:305.6 is hereby repealed."

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Marionneaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler

June 13, 2005

Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini
Total - 2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Marionneaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 617—

BY REPRESENTATIVES KENNARD AND THOMPSON
AN ACT

To enact R.S. 56:410.10, relative to fishing; to prohibit the use of certain fishing gear on Poverty Point Reservoir; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 680—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1101(B), 1102(A)(2), 1208(D) and (G), 1226(A) and (B)(3)(a), 1272(D), 1291(C)(3), (4), and (5), 1310.3(E), 1310.7(B) and (C), 1377(B)(1), and 1378(A)(5) and (8)(a) and (b) and to enact R.S. 23:1032.1 and 1034.2(C)(4), and to repeal R.S. 23:1101(D) and 1168(A)(2)(b), relative to workers' compensation; to provide for definitions; to provide for penalties for failure to secure workers' compensation insurance; to provide for reimbursement of dental services; to provide relative to third-party suits; to provide for nurse case managers; to eliminate methods of securing workers' compensation insurance; to provide for the payment of penalties imposed for misrepresentations; to provide for reporting of earnings; to provide for vocational rehabilitation counseling; to provide relative to lump sum settlements; to provide relative to the

records management, fraud, and workplace safety sections of the office workers' compensation administration; to provide for the jurisdiction of the workers' compensation judges; to provide for penalties and requirements for findings of contempt of court; to provide for the necessary allegations in a workers' compensation petition; to provide relative to the Second Injury Fund budget, assessments, and liabilities; and to provide for related matters.

The bill was read by title. Senator Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 752—

BY REPRESENTATIVES DARTEZ AND ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:34(A)(1) and (2) and 495.1(E) and to enact R.S. 56:495.1(G) and 497.1, relative to shrimping; to provide for criminal penalties for class four violations; to provide for managing the shrimp fishery; to provide for issuance and restriction of certain gear licenses; to provide for operating vessel monitoring systems; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Shepherd
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Chaisson Lentini Schedler
Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 853— BY REPRESENTATIVES HUTTER AND ODINET AN ACT

To enact Chapter 13-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.91, relative to St. Bernard Parish; to create the St. Bernard Parish Housing, Redevelopment and Quality of Life Commission; to provide for the formation of a program by St. Bernard Parish for the utilization of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas in accordance with redevelopment plans or projects approved by the local governing body; to define the duties, liabilities, authority, and functions of such redevelopment commission, including the acquisition of property by purchase, gift, expropriation, or otherwise; to authorize the commission to levy and collect ad valorem and sales and use taxes, subject to voter approval; to dispose of property by sale or lease; to issue bonds, borrow money, and give security therefor; to provide for notice and hearing; to enter into agreements to secure federal aid; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; to provide for tax exemptions; and to provide for related matters.

The bill was read by title. Senator Boasso moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Smith
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Dardenne	Kostelka	
Duplessis	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Chaisson Schedler
Lentini Shepherd
Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Boasso moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 13, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 153— BY SENATOR MICHOT AN ACT

To enact Code of Civil Procedure Art. 258 and to repeal Act No. 543 of the 1980 Regular Session of the Legislature as amended by Act No. 927 of the 1985 Regular Session of the Legislature and as amended by Act No. 706 of the 1993 Regular Session of the Legislature, relative to clerks of court and official recorders; to provide relative to the filing of any recordable written instrument submitted by certain entities of the state or federal government or by certain financial institutions; to authorize the electronic filing and recording of such instruments; to require certification of conformity of such instruments to form and content required by law; to require certain endorsement of such filed instruments; to provide for procedures relative to receipt of such filed instruments; to provide relative to the effectiveness of such filed instruments; to repeal the authority of the Lafayette Parish Clerk of Court to employ an attorney at law; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 200— BY SENATORS BAJOE, MURRAY, JACKSON, NEVERS AND SCHEDLER A JOINT RESOLUTION

Proposing to add Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 224— BY SENATOR HOLLIS AN ACT

To amend and reenact R.S. 47:303(D) and R.S. 56:6(21), and 303(D) and (E), and to enact R.S. 34:851.2(12) and 851.37, relative to a system of special certificate agents; to provide for such agents to collect motorboat or sailboat registration certificate fees and to issue registration certificates and decals; to provide for such agents to collect commercial fisherman's license fees and to issue commercial fisherman's licenses; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 232—
BY SENATOR MURRAY

AN ACT

To enact R.S. 26:85.2, relative to alcohol beverage control; to establish and authorize the issuance of a museum permit to authorize the limited sale of certain commemorative bottles of alcohol and to authorize the limited service of product samples in a historically-based museum facility that is operated in a historic preservation district; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 6—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 38:291(B)(2), relative to the Bossier Levee District; to provide for an increase in the membership of the district; to provide for the appointing authority; to provide for the term of the additional member; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 210—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact Sections 1 and 2 of Act No. 233 of the 1984 Regular Session of the Legislature, as amended by Act No. 847 of the 1992 Regular Session of the Legislature, Act No. 1364 of the 1997 Regular Session of the Legislature, and Act No. 1378 of the 1999 Regular Session of the Legislature, relative to the Bohemia Spillway; to provide a procedure for persons claiming an ownership interest in property or minerals located in the Bohemia Spillway; to provide for certification of property and mineral ownership interest and for the return of such property and mineral interest to the certified owner or his successor by the Board of Levee Commissioners of the Orleans Levee District; to provide for payment by the board to the certified owner or his successor for mineral revenues received by the board from such property after June 29, 1984; to provide an exemption to the board of commissioners from certain judgements rendered involving title to properties and claims involving mineral revenues derived from land located in the spillway; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 190—

BY SENATORS BROOME, BAOJIE, HINES, MCPHERSON, MOUNT, JACKSON AND SCHEDLER AND REPRESENTATIVES ALARIO, DORSEY, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 40:1299.53 (A)(6) and 1299.58 (A)(introductory paragraph) and (A)(1), to enact R.S. 40:1299.53 (A)(10) and (11), (C) and (D), 1299.58 (G), Chapter 4-A of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:445.1 through 445.32, and Part VI-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180 through 2180.5, and to repeal R.S. 28:380 through 382 and 383 through 444 and R.S. 28:421 through 427, relative to citizens with developmental disabilities; to provide for definitions; to provide for system components, operations, and principles; to provide for the rights of persons with developmental disabilities; to provide for appeal and grievance procedures; to provide for consent by a person with a developmental disability; to provide for judicial commitment; to provide for the administration of the state developmental centers; to provide for the ombudsman program and quality assurance of facilities and services for persons with developmental disabilities; to provide for licensure of intermediate care facilities for the mentally retarded; to provide for licensing fees for such services; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 173—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:306.1 and 337.20, relative to the payment of state and local sales and use taxes by interstate and foreign transportation dealers; to provide for the optional method by which such dealers calculate and pay such taxes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 119—

BY SENATORS JACKSON, CHEEK AND MALONE

AN ACT

To amend and reenact R.S. 17:1516(A), 1517(A) and (B) and the introductory paragraph of (D), 3215(6), (7), and (8) and to enact R.S. 17:3215(9), relative to the Louisiana State University and Agricultural and Mechanical College Medical School at Shreveport, to provide for the components and organization of this facility; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 149—

BY SENATORS BAOJIE, BROOME, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, N. GAUTREAUX, HINES, JACKSON, MURRAY AND SCHEDLER AND REPRESENTATIVES FARRAR, GALLOT, JEFFERSON, MARCHAND, MONTGOMERY AND TOWNSEND

AN ACT

To enact R.S. 46:450.5, relative to public assistance; to provide evaluation services to certain persons for chronic kidney disease; to provide early intervention and treatment to certain persons with chronic kidney disease; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 139—

BY SENATOR JONES AND REPRESENTATIVE RICHMOND

AN ACT

To enact R.S. 40:2405.5, relative to Peace Officer Standards and Training; to provide a training course for law enforcement interaction with mentally ill and developmentally disabled persons; to provide for course requirements; to provide for implementation and reporting requirements; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 19—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e)(xiii) and to enact R.S. 17:3048.1(A)(1)(e)(xiv), relative to the Louisiana Tuition Opportunity Program for Students curriculum; to specify the subjects in the core curriculum available as an elective in the subjects of math and science for receipt of a program award for students graduating during or after a specified school year; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 144—

BY SENATOR NEVERS AND REPRESENTATIVES CRANE AND THOMPSON

AN ACT

To amend and reenact R.S. 17:427.3(A), (B), (C), (H) and (I)(1), relative to the Teach Louisiana First Program; to provide relative to reducing the shortage of certified teachers in low-performing schools and districts; to provide relative to program purposes, incentive payments, eligibility and selection criteria, reports, and administration; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 39—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 24:971(B)(1), 972(A)(18), (B) and (C), and 973(A)(1)(introductory paragraph), and to enact R.S. 24:972(A)(23) and 973(B), relative to the Louisiana Commission on Civic Education; to increase membership; to provide for purposes, powers and duties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 92—
BY SENATOR NEVERS AND REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 36:477(C)(1), relative to the Department of Social Services; to provide with respect to the office of community services and its role in providing for the public child welfare functions of the state; to provide with respect to preventive services to prevent child abuse and neglect and family strengthening and support services; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 62—
BY SENATORS DUPLESSIS, BAJOEI AND MURRAY

AN ACT

To enact R.S. 17:1601.6, relative to naming state buildings in honor of a living person; to name the building which houses the school of social work at Southern University at New Orleans; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 236—
BY SENATOR ULLO AND REPRESENTATIVE CRANE

AN ACT

To enact R.S. 17:7.1(B)(3) and (4), relative to certification of principals; to provide for experience requirements; to provide for exceptions and recommendation requirements; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 115—
BY SENATOR MARIONNEAUX AND REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 15:146(B)(1)(a), relative to the indigent defender fund for the Eighteenth Judicial District; to increase criminal costs in the City Court of Port Allen to fund indigent defense; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 235—
BY SENATOR ULLO AND REPRESENTATIVES TOOMY AND WOOTON

AN ACT

To enact R.S. 34:851.27(B)(9), relative to regulation of vessels and motorboats; to authorize the regulation of air boats by the governing authority of Jefferson Parish and its municipalities; to provide for terms and conditions; to provide for the enforcement of such regulation; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 249—
BY SENATORS MOUNT AND THEUNISSEN

AN ACT

To authorize and provide for the transfer of certain immovable property located in Calcasieu Parish from the Chennault International Airport Authority to the Board of Supervisors of Community and Technical Colleges, for the use and benefit of its Sowela Campus, in exchange for forgiveness of a certain debt owed by the authority to the state of Louisiana; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 21—
BY SENATOR N. GAUTREAU

AN ACT

To enact R.S. 56:799.4(B)(8), relative to the White Lake Property Advisory Board; to provide relative to board composition and membership; to add a member at large to the board who shall be a resident of Ward 8 of Vermilion Parish and appointed by the governor; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 95—
BY SENATOR KOSTELKA AND REPRESENTATIVES T. POWELL AND SCALISE

AN ACT

To enact R.S. 23:1601(11), relative to unemployment compensation; to provide with respect to the exclusion of inmates in custodial or penal institutions from the receipt of unemployment benefits during periods of incarceration; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 75—
BY SENATOR ADLEY

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H) and (I), relative to the jurisdiction of city courts; to provide relative to the City Court of Springhill; to increase the jurisdictional amount in dispute; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 143—
BY SENATORS CAIN, ADLEY, MOUNT, BAJOEI, BARHAM, BOASSO, BROOME, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES BADON, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, FRITH, GALLOT, GEYMANN, GREENE, E. GUILLORY, HILL, JEFFERSON, JOHNS, KENNEY, KLECKLEY, LANCASTER, McDONALD, MONTGOMERY, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, RICHMOND, SALTER, SCHNEIDER, SHEPHERD, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TRAHAN, WADDELL AND WALKER

AN ACT

To designate a portion of Louisiana Highway 12 located in the city of DeQuincy as the "Buddy Henagan Memorial Parkway."

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajeoi asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 132—
BY SENATOR MICHOT

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Thomas G. Pears, Jr., a Lafayette civic leader, philanthropist, and television executive.

On motion of Senator Michot, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 133—

BY SENATOR ROMERO

A RESOLUTION

To commend Glenn Angelle upon his retirement from the Department of Wildlife and Fisheries and to recognize and record his numerous accomplishments and contributions to the wildlife enforcement field, and to extend to him best wishes as he embarks upon new endeavors.

On motion of Senator Romero, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 134—

BY SENATOR DUPLESSIS

A RESOLUTION

To create and provide with respect to a task force to study ad valorem taxation in the city of New Orleans and other avenues for funding governmental services in the city.

On motion of Senator Duplessis, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 135—

BY SENATOR ELLINGTON

A RESOLUTION

To designate the week of June 13 through June 19, 2005 as Men's Health Week at the Louisiana Senate.

On motion of Senator Ellington, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 136—

BY SENATOR AMEDEE

A RESOLUTION

To commend and congratulate the West St. John High School football team upon winning the Louisiana Class 2A State Championship for the second year in a row.

On motion of Senator Amedee, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 137—

BY SENATORS BOASSO, CHAISSON, DUPRE, B. GAUTREAUX, N. GAUTREAUX, MALONE AND ROMERO

A RESOLUTION

To urge and request the secretary of the United States Department of Commerce to not list the eastern oyster under the Endangered Species Act of 1973.

On motion of Senator Boasso, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 138—

BY SENATOR BROOME

A RESOLUTION

To designate June 14, 2005, as "PICO LIFT DAY" at the Louisiana Senate.

On motion of Senator Broome, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 111—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the state land office, division of administration to implement a procedure for public notice of preliminary water bottom ownership determinations.

The resolution was read by title. Senator McPherson moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President

Adley

Amedee

Bajoie

Barham

Boasso

Broome

Cain

Cheek

Cravins

Dardenne

Duplessis

Total - 35

Dupre

Ellington

Fields

Fontenot

Gautreaux B

Gautreaux N

Heitmeier

Hollis

Jackson

Jones

Kostelka

Malone

Marionneaux

McPherson

Michot

Mount

Murray

Nevers

Romero

Shepherd

Smith

Theunissen

Ullo

NAYS

Total - 0

ABSENT

Chaisson

Total - 3

Lentini

Schedler

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To express support for the commercial introduction of low speed vehicles into Louisiana and to urge and request that the Louisiana office of motor vehicles use the maximum authorized inspection period for low speed vehicles and that all parishes and municipalities which inspect motor vehicles exempt low speed vehicles from such inspection.

The resolution was read by title. Senator Schedler moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President

Adley

Amedee

Bajoie

Barham

Boasso

Broome

Cain

Cheek

Cravins

Dardenne

Duplessis

Total - 36

Dupre

Ellington

Fields

Fontenot

Gautreaux B

Gautreaux N

Heitmeier

Hollis

Jackson

Jones

Kostelka

Malone

Marionneaux

McPherson

Michot

Mount

Murray

Nevers

Romero

Schedler

Shepherd

Smith

Theunissen

Ullo

NAYS

Total - 0

ABSENT

Chaisson

Total - 2

Lentini

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 113—

BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To urge and request the assessors of Orleans Parish, individually and collectively, to undertake a comprehensive and continuing effort to locate all property owned or leased by a nonprofit corporation or association that is owned, operated, leased, or used for a commercial purpose unrelated to the exempt purposes of the

corporation or association and to assess such property for ad valorem tax purposes.

The resolution was read by title. Senator Duplessis moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini
Total - 2	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 114—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the Louisiana Department of Education to support, promote, and implement Manners of the Heart in public elementary schools.

The resolution was read by title. Senator Dardenne moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini
Total - 2	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 115—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

To urge and request the Louisiana Airport Authority and the Department of Transportation and Development to study the feasibility of locating the Louisiana Transportation Center at the Chennault International Airport in southwest Louisiana should efforts to locate the airport in the four parish region fail.

The resolution was read by title. Senator Cain moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini
Total - 2	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 116—

BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To commend Louise Williams-Arnolite for being the first African-American student to graduate after matriculating her entire undergraduate years at Louisiana State University in New Orleans (LSUNO).

The resolution was read by title. Senator Bajoie moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo

June 13, 2005

Total - 36

NAYS

Total - 0

ABSENT

Chaisson Lentini
Total - 2

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 117—
BY SENATOR BOASSO AND REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to ensure states' rights are considered with respect to Liquefied Natural Gas terminal siting and overall Liquefied Natural Gas safety with both federal oversight and extensive coordination and input from public, local and state agencies in regasification terminal permitting, in particular as new technologies emerge in the industry.

The resolution was read by title. Senator Boasso moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Marionneaux	Ullo
Total - 33		

NAYS

Adley Fontenot Malone
Total - 3

ABSENT

Chaisson Lentini
Total - 2

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATOR BROOME
A CONCURRENT RESOLUTION

To commend and congratulate the Baton Rouge Fire Department upon achieving and maintaining the high honor and distinction of a Class One fire rating.

The resolution was read by title. Senator Broome moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot

Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson Jackson Lentini
Total - 3

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

June 13, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 474—
BY REPRESENTATIVE JACKSON
AN ACT

To enact Subpart Z of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.81, relative to state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to the Community-based Primary Health Care Initiative Fund; to provide for collection and disbursement of the donation by the Department of Revenue; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 474—
BY REPRESENTATIVE JACKSON
AN ACT

To enact Subpart Z of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.81, relative to state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to the Community-based Primary Health Care Initiative Fund; to provide for collection and disbursement of the donation by the Department of Revenue; and to provide for related matters.

On motion of Senator Bajoie, the was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 10, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 43—

BY SENATORS MARIONNEAUX, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Jeremiah Kinchen upon his death in Operation Iraqi Freedom.

SENATE RESOLUTION NO. 45—

BY SENATORS MARIONNEAUX, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Reserve Command Sergeant Major Edward C. Barnhill upon his death in Operation Iraqi Freedom.

SENATE RESOLUTION NO. 111—

BY SENATOR JONES

A RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Brian Smith.

SENATE RESOLUTION NO. 112—

BY SENATOR BAJOEI

A RESOLUTION

To declare Wednesday, June 1, 2005, as Xavier University Day at the Louisiana Senate.

SENATE RESOLUTION NO. 114—

BY SENATOR BROOME

A RESOLUTION

To commend and congratulate Rachel Deaton on her many outstanding academic accomplishments.

SENATE RESOLUTION NO. 46—

BY SENATORS MARIONNEAUX, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist James P. Lambert upon his death in Operation Iraqi Freedom.

SENATE RESOLUTION NO. 47—

BY SENATORS MARIONNEAUX, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army National Guard Sergeant Huey P.L. Fassbender III upon his death in Operation Iraqi Freedom.

SENATE RESOLUTION NO. 60—

BY SENATOR MOUNT

A RESOLUTION

To urge and request the Louisiana State Law Institute to study the feasibility of a parenting coordination act.

SENATE RESOLUTION NO. 115—

BY SENATOR BROOME

A RESOLUTION

To commend and congratulate Jamie Johnell Roddy on her many outstanding accomplishments and on her being named the 2005 Woodmen of the World Sausage Festival Teen Queen I at the 2005 Woodmen of the World Sausage Festival Pageant at the Acadian Village in Lafayette, Louisiana.

SENATE RESOLUTION NO. 116—

BY SENATOR ROMERO

A RESOLUTION

To urge and request the United States Department of Labor to reconsider its determination regarding the petition of Iberia Sugar Cooperative, Inc. for Trade Adjustment Assistance certification.

SENATE RESOLUTION NO. 48—

BY SENATORS MARIONNEAUX, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Staff Specialist Jeremy M. Heines upon his death in Operation Iraqi Freedom.

SENATE RESOLUTION NO. 123—

BY SENATOR HINES

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Dr. David S. Post.

SENATE RESOLUTION NO. 49—

BY SENATORS MARIONNEAUX, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army National Guard Sergeant First Class Kirk J. Comeaux upon his death in Operation Iraqi Freedom.

SENATE RESOLUTION NO. 124—

BY SENATOR BROOME

A RESOLUTION

To commend Gerald T. Gaines for his outstanding service and dedication in the field of education and to congratulate him on his retirement.

SENATE RESOLUTION NO. 125—

BY SENATOR KOSTELKA

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Johnny "Bud" Sanders.

SENATE RESOLUTION NO. 126—

BY SENATOR BAJOE

A RESOLUTION

To designate June 8, 2005, as "Knights of Peter Claver, Inc. and Ladies Auxiliary Day."

SENATE RESOLUTION NO. 127—

BY SENATOR FIELDS

A RESOLUTION

To urge and request the president of the Senate to appoint a committee, consisting of the members of the Senate basketball team, to venture to the House Chamber to obtain possession of the game trophy for the Senate as the winners of the Third Annual Legislative Charity Basketball Game.

SENATE RESOLUTION NO. 128—

BY SENATORS ADLEY AND MICHOT

A RESOLUTION

To commend and congratulate C. Paul Hilliard on his outstanding contributions and lasting accomplishments on the occasion of his eightieth birthday.

SENATE RESOLUTION NO. 129—

BY SENATOR B. GAUTREAU

A RESOLUTION

To commend the baseball team of Central Catholic High School of Morgan City upon winning the 2005 Class 1A State Championship.

SENATE RESOLUTION NO. 130—

BY SENATOR HINES

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Stephanie Hammerschmidt Gussman upon her death.

SENATE RESOLUTION NO. 118—

BY SENATOR BROOME

A RESOLUTION

To commend and congratulate Ashley Deaton on her many outstanding academic accomplishments.

SENATE RESOLUTION NO. 119—

BY SENATOR FIELDS

A RESOLUTION

To welcome Coach Pokey Chatman to the Senate as the head coach of the Senate basketball team and to extend best wishes to her and the team in the upcoming contest with the House in the Third Annual Legislative Charity Basketball Game.

SENATE RESOLUTION NO. 120—

BY SENATOR MOUNT

A RESOLUTION

To commend and congratulate Rolinda Fruge on being named "The Education Volunteer of the Year" for Calcasieu Parish.

SENATE RESOLUTION NO. 121—

BY SENATOR CAIN

A RESOLUTION

To urge and request the Senate Committee on Insurance to meet and form an advisory committee to study and determine the possible ways to reduce costs as well as increase availability of property and casualty insurance for Louisiana property owners.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate.

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

June 10, 2005

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 2—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To create and provide for the Bayou Boeuf Advisory Committee to study and make proposals to the Senate and House Committees on transportation, highways and public works relative to uses of Bayou Boeuf, and the feasibility of the creation of a freshwater district along Bayou Boeuf from Alexandria to Washington in the parishes of Rapides, Avoyelles, and St. Landry.

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Environmental Quality and the House Committee on the Environment to meet and function as a joint committee to study and make recommendations regarding recycling and disposal options relative to computers and other electronic equipment.

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to install traffic controls or reduce the speed limit on Louisiana Highway 406 (Woodland Highway) in Belle Chasse, Louisiana.

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATORS MOUNT, CAIN AND THEUNISSEN AND REPRESENTATIVES FRITH, GEYMAN, E. GUILLORY, HILL, JOHNS, KLECKLEY, MORRISH, PINAC AND JOHN SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide the necessary funding to restore Calcasieu Ship Channel in southwest Louisiana to its authorized dimensions in order that the economic, safety, and security concerns may be adequately addressed.

SENATE CONCURRENT RESOLUTION NO. 19—

BY SENATOR BAJOE

A CONCURRENT RESOLUTION

To urge and request the office of public health, Department of Health and Hospitals to study the possibility of including fresh fruits, vegetables, and cut herbs purchased from any authorized WIC provider, as approved items to be purchased with WIC coupons.

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the Department of Social Services to study the impact of the state's sliding fee scale on the availability, affordability, and the quality of child care services funded by the Child Care Development Fund.

SENATE CONCURRENT RESOLUTION NO. 39—

BY SENATOR ELLINGTON AND REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Broadband Advisory Council to conduct public hearings in various locations across the state to ascertain supply and demand issues relative to broadband deployment.

SENATE CONCURRENT RESOLUTION NO. 46—
BY SENATOR ELLINGTON AND REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Broadband Advisory Council to convene a task force to develop a statewide E-Rate strategy to capture all possible E-Rate funds available to the state.

SENATE CONCURRENT RESOLUTION NO. 53—
BY SENATOR FONTENOT
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Environmental Quality to develop a strategy for the proper management of electronic discards, including making recommendations for the recovery of components from discarded electronics and for the reduction of landfilling or incinerating discarded electronics.

SENATE CONCURRENT RESOLUTION NO. 66—
BY SENATORS NEVERS, BOASSO AND SCHEDLER AND REPRESENTATIVES RITCHIE AND STRAIN
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to permit public access to the West Pearl River Navigational Canal located in the parishes of St. Tammany and Washington and to extend the date scheduled for closure until such time that an alternate long-term solution can be determined.

SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To continue the Governor's Aviation Advisory Commission, as created by Senate Concurrent Resolution No. 78 of the 1997 Regular Session of the Legislature and continued by Senate Concurrent Resolution No. 3 of the 2004 Regular Session of the Legislature, and to provide for its membership.

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATOR BAJOE
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to develop a plan for the consolidation of programs and services administered by the Department of Health and Hospitals for elderly persons and persons with adult onset disabilities into a separate office within the Department of Health and Hospitals.

SENATE CONCURRENT RESOLUTION NO. 84—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION

To honor the Foster Parents of the Year 2005 in each region of the state and to express the appreciation of the legislature for their valuable contribution to strengthening family life in Louisiana.

SENATE CONCURRENT RESOLUTION NO. 89—
BY SENATOR HINES AND REPRESENTATIVE WALKER
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its people, culture, and history, acknowledge its many contributions to the state, and proclaim June 8, 2005, as "Tunica-Biloxi Day."

SENATE CONCURRENT RESOLUTION NO. 90—
BY SENATOR BARHAM
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to inquire into the status of and pursue the expeditious resolution of the third nomination for the Medal of Honor of U.S. Army Colonel David H. Hackworth.

SENATE CONCURRENT RESOLUTION NO. 91—
BY SENATORS JONES AND KOSTELKA AND REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION

To recognize and commend Mary Ann Riddle, an educator at Ouachita Parish High School in Monroe, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

SENATE CONCURRENT RESOLUTION NO. 82—
BY SENATOR HEITMEIER AND REPRESENTATIVE TOOMY
A CONCURRENT RESOLUTION

To commend B. H. Miller, Jr. upon his retirement as Police Chief from the Gretna Police Department and to recognize the efforts he has made in consistently finding ways to improve and serve the community at large through his many achievements.

SENATE CONCURRENT RESOLUTION NO. 103—
BY SENATOR ELLINGTON AND REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To recognize and commend Mark Lester, a civics educator at West Feliciana High School in St. Francisville, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

SENATE CONCURRENT RESOLUTION NO. 105—
BY SENATOR HOLLIS AND REPRESENTATIVE LANCASTER
A CONCURRENT RESOLUTION

To recognize and commend John L. Alexander, educator of social studies and civic education in Jefferson Parish Schools, upon the occasion of his retirement, for his contributions to citizenship education and to designate June 30, 2005, as "John L. Alexander Day" in Louisiana.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 13, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 5—
BY SENATORS AMEDEE AND BAJOE AND REPRESENTATIVE WALKER
A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Health Sciences Centers and Tulane University Medical Center to assist Aneurysm Outreach Inc., by furnishing screening locations, appointment scheduling operators, and advertising support to develop a system to provide free abdominal aortic aneurysm screenings for those most at risk.

SENATE CONCURRENT RESOLUTION NO. 14—
BY SENATOR JONES
A CONCURRENT RESOLUTION

To urge and request the state of Louisiana to determine whether or not it is in the best interest of the state to assume full ownership and possession of the real property and all of the improvements located on the property formerly known as Swanson Correctional Center for Youth-Madison Parish Unit facility at Tallulah or to authorize the city of Tallulah to assume such ownership and possession and to take whatever action facilitates the best interest of the state, subject to the approval of the Joint Legislative Committee on the Budget.

SENATE CONCURRENT RESOLUTION NO. 15—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to assist in developing a plan to establish the Louisiana Cancer Patient's Residential Facility and support for all families of adult cancer patients receiving medical treatment at LSU Medical Center at E.A. Conway in Monroe, Louisiana and the Cancer Treatment Center in Monroe, Louisiana.

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the issue of improving the health and safety of student athletes in Louisiana's secondary schools.

SENATE CONCURRENT RESOLUTION NO. 107—

BY SENATORS CAIN, ADLEY, AMEDEE, BAJOE, BARHAM, BOASSO, BROOME, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To commend Cary Koch of The Dunham School on his extraordinary accomplishments as a student-athlete.

SENATE CONCURRENT RESOLUTION NO. 108—

BY SENATORS THEUNISSEN AND ULLO AND REPRESENTATIVES HONEY AND RITCHIE

A CONCURRENT RESOLUTION

To recognize and commend Dr. Alan Rosenthal, Professor of Public Policy and Political Science at the Eagleton Institute of Politics at Rutgers University, for his leadership and participation in the "Appreciating Legislatures" pilot program at the state capitol on June 13-14, 2005.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Chaisson 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, June 14, 2005, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, June 14, 2005.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk